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City and County of San Francisco
Board of Supervisors

June 05, 2007

City and County of San Francisco

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MEETING MINUTES

Tuesday, June 5, 2007
2:00 PM
Legislative Chamber - Second Floor
Regular Meeting

Board of Supervisors

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Members Present: *Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Ed Jew, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.*

Members Excused: *None.*
Members Absent: *None.*

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:15 p.m. On the call of the roll Supervisor Sandoval was noted absent.

There was a quorum.

Supervisor Sandoval was noted present at 2:21 p.m.

APPROVAL OF MEETING MINUTES

Supervisor Dufty, seconded by Supervisor Elsbernd, moved to approve the Board Meeting Minutes of May 1, 2007 and May 8, 2007. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

070582 [Public Employment - Treasurer/Tax Collector] Mayor

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the proposed change to Treasurer/Tax Collector (TTX) staffing by decreasing total staffing by 1.00 position (.04 FTE).

Enacted Number: 128-07

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

Recommendation of the City Operations and Neighborhood Services Committee

070619 [Grant to undertake pandemic influenza planning and outreach] Supervisor Alioto-Pier

Resolution authorizing the San Francisco Department of Public Health (DPH), to accept and expend a new grant in the amount of $299,750 from the Metta Fund to undertake pandemic influenza planning and outreach

3 1223 07661 6888

projects, which includes a new contract with Public Health Foundation Enterprises, for the period of July 1, 2007 through June 30, 2008.

Enacted Number: 289-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

Recommendations of the Rules Committee

070558 **[Settlement of Lawsuit - A. Ruiz Construction & Associates, Inc.]**

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against A. Ruiz Construction & Associates, Inc. for $200,000; the lawsuit was filed on January 28, 2005 in San Francisco Superior Court, Case No. 438-235; entitled City and County of San Francisco, et al. v. A. Ruiz Construction & Associates, et al. (City Attorney)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

070559 **[Settlement of Lawsuit - Proven Management, Inc.]**

Ordinance authorizing settlement of the lawsuits filed by: (1) the City and County of San Francisco ("the "City") against Proven Management, Inc. ("Proven") on August 01, 2005, in San Francisco Superior Court Case No. CGC 05-443632, entitled, City and County of San Francisco et. al. v. Proven Management, Inc. et. al., and (2) Proven against the City on December 15, 2005, in Tuolumne County Superior Court Case No. 51778, entitled, Proven Management, Inc. v. City and County of San Francisco et. al., with (a) Proven paying the City: $250,000 in damages; reimbursing the City up to $450,000 to administer corrective work; and Proven replacing valve assemblies and correcting numerous items of work on the Baden Pumps Station Project; and completing its contract; and (b) the City increasing Proven's contract amount on the Priest Bypass Project by $700,000 and releasing all contract balances. (City Attorney)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

070598 **[Partial Settlement of Lawsuit - AON Risk Services of New York, Inc.]**

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Aon Risk Services of New York, Inc. for $220,000; San Francisco's causes of action against AON were filed on February 15, 2006, and constitute part of the coordinated proceeding entitled Jail No. 3

Replacement Project Cases, JCCP Case No: 4422, venued in San Mateo Superior Court; other material terms of said settlement are that San Francisco and AON will execute a mutual release, San Francisco will execute and file dismissals of all claims with prejudice, San Francisco and AON will each bear their own fees and costs of suit, AON will provide reasonable cooperation to San Francisco in regards to evidence that San Francisco may need for the case against ACMI and its related entities in the on-going litigation, and the settlement does not constitute an admission of liability regarding any claim. (City Attorney)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

070600 **[Settlement of Administrative Civil Liability Complaint - San Francisco Water Quality Control Board]**

Resolution approving the settlement of the unlitigated administrative civil liability complaint filed by the San Francisco Bay Regional Water Quality Control Board against San Francisco imposing a penalty of $626,000; and alternatively approving an environmental mitigation project, subject to approval of the Regional Water Quality Control Board, in the amount not to exceed $582,000, plus payment of a $44,000 penalty. (City Attorney)

Enacted Number: 297-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

070648 **[Appointment - In-Home Supportive Services Public Authority]**

Resolution appointing Elva Moran Hernandez, term ending March 1, 2010, to the In-Home Supportive Services Public Authority; residency requirement waived.

Elva Moran Hernandez, succeeding Jose Quintana, seat 4, term expired, must be a worker who provides personal assistance services to a consumer, for the unexpired portion of a three-year term ending March 1, 2010.

Enacted Number: 293-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

070649 **[Appointment - Bicycle Advisory Committee]**

Resolution appointing Marc Brandt, term ending November 19, 2008, to the Bicycle Advisory Committee.

Marc Brandt, succeeding Frank Chan, term expired, seat 3, must be a nominee of District 3 Supervisor, for the unexpired portion of a two-year term ending November 19, 2008.

Enacted Number: 294-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

070650 [Appointment - Immigrant Rights Commission]

Resolution appointing Joaquin Gonzalez, term ending June 6, 2008, and Felix Levy, term ending June 6, 2009, to the Immigrant Rights Commission.

Joaquin Gonzalez, succeeding Ivy Lee, resigned, seat 5, must have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for the unexpired portion of a two-year term ending June 6, 2008. Felix Levy, succeeding himself, term expiring June 6, 2007, seat 6, must be an immigrant to the United States who is appointed in accordance with Section 4.101 of the Charter. In addition, members shall have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for a new two-year term ending June 6, 2009.

Enacted Number: 287-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

070652 [Appointment - Community Oversight Committee Regarding Enforcement of Marijuana Offenses]

Resolution appointing Aleem Raja, term ending January 1, 2009, to the Community Oversight Committee Regarding Enforcement of Marijuana Offenses.

Aleem Raja, new appointment, seat 2, must be a member of the public defender's office, for the unexpired portion of a two-year term ending January 1, 2009.

Enacted Number: 288-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

070653 [Appointment - SRO Task Force]

Resolution appointing Charles Siron to the SRO Task Force, term ending December 31, 2009.

Charles Siron, new appointment, seat 1, must be SRO tenant, for the unexpired portion of a three-year term ending December 31, 2009.

Enacted Number: 291-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

070654 [Appointment - Graffiti Advisory Board]

Resolution appointing Nino Parker, term ending April 10, 2009, to the Graffiti Advisory Board.

Nino Parker, new appointment, seat 12, must represent youth groups who provide services for juveniles involved in alternative programs for graffiti diversion, for the unexpired portion of a two-year term ending April 10, 2009.

Enacted Number: 292-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

070651 [Appointment - Entertainment Commission]

Motion appointing James Meko, term ending July 1, 2011, to the Entertainment Commission.

James Meko, succeeding himself, term expiring July 1, 2007, seat 1, must represent the interests of City neighborhood associations or groups, for a new four-year term ending July 1, 2011.

Enacted Number: M07-62

APPROVED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

Severed from the Consent Agenda

Supervisor Elsbernd requested that this matter be severed so that it might be considered separately.

070466 [Public Works Excavation Code] Supervisor Mirkarimi

Ordinance amending Public Works Code Sections 2.4.44 and 2.4.46 to delete the street restoration fee and amending Section 2.4.55 to require restoration of all affected lanes for the entire block when 25% or more of the block's length is excavated to extend to the time required for backfill, replacement of pavement base, and finished pavement associated with street restoration from 72 to 120 hours; and making environmental findings.

Enacted Number: 131-07

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

REGULAR AGENDA

UNFINISHED BUSINESS

Called From City Operations and Neighborhood Services Committee

060589 **[Liquor License Transfer, 845 Market Street, Space 010]**

Resolution determining that the transfer of a Type 21 off-sale general license from 1001 South Van Ness Avenue to 845 Market Street, basement of the San Francisco Centre, Space 010 to Bristol Farms Inc., will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Continued to July 31, 2007.

Supervisor Dufty, seconded by Supervisor Elsbernd, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

From the Budget and Finance Committee "Without Recommendation"

070538 **[Public Employment - Human Services Agency and Department of Public Health]** Supervisor Daly

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY

2006-2007) to reflect the proposed changes to the Human Services Agency (DSS) and the Department of Public Health (DPH) staffing by increasing total staffing by 9.00 positions (0.36 FTE).

(Fiscal Impact.)

Supervisor Daly, seconded by Supervisor Dufty, moved that this Ordinance be RE-REFERRED to the Budget and Finance Committee. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070540 **[Appropriating $19,719,628, for Children, Senior and Disabled Programs for 2006-2007; and Deappropriate $15,830,000 General Fund and Appropriate $15,830,000 Rainy Day Reserve]** **Supervisor Daly**

Ordinance appropriating total sources of $19,719,628, including $17,646,834 of Unappropriated General Fund Balance, $1,930,000 of Unappropriated Children's Fund Balance, $125,000 of Food Stamps Employment and Training Funds and $17,794 of SB 90 State Mandated Costs Fund; and appropriating total uses of $19,719,628, including $6,240,000 to the Department of Children, Youth and Their Families, $7,280,628 to the Human Services Agency, $703,000 to the Department of Public Health, $350,000 to the Mayor's Office of Disability, $1,900,000 to the Mayor's Office of Community Development, $1,244,000 to the Mayor's Office of Housing and $2,000,000 to the Department of Recreation and Park for various programs for Children, Youth, Families, Seniors and People with Disabilities for Fiscal Year 2006-2007, and Amending Ordinance _____, File Number 070407, to Deappropriate $15,830,000 of General Fund Balance and Appropriate $15,830,000 of Rainy Day Reserve--Capital and One-Time Spending. All funds appropriated below, excluding salaries and mandatory fringe benefits, are placed on reserve pending release by the Budget and Finance Committee.

(Fiscal Impact.)

Supervisor Daly, seconded by Supervisor Dufty, moved that this Ordinance be RE-REFERRED to the Budget and Finance Committee. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Budget and Finance Committee

070488 **[Appropriating $2,345,549 for the Juvenile Hall Youth Guidance Center Replacement Project in the Department of Public Works for Fiscal Year 2006-2007]** **Supervisor Elsbernd**

Ordinance appropriating $2,345,549, of which $1,077,589 is from Juvenile Hall Youth Guidance Center Replacement Project Certificates of

Participation (COPs) interest earned, $847,960 is from the Reserve for Rainy Day - One-time Spending Account, and $420,000 is from a deappropriation of the Youth Guidance Center facilities maintenance project, to fund Juvenile Hall Youth Guidance Center Replacement Project construction costs in the Department of Public Works for Fiscal Year 2006-2007. (Public Works Department)

(Fiscal Impact.) (Supervisor Daly dissented in Committee on the question of appropriating to CON1GAGFACP 096R1 Reserve for Rainy Day - One time spending of $847,960).

Supervisor Elsbernd requested to be added as a co-sponsor.

Enacted Number: 130-07

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

070499 [Public Employment - Department of Human Resources] **Supervisor Daly**

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of 15 positions (1.20 FTE) at the Department of Human Resources (HRD).

(Fiscal Impact.)

Enacted Number: 132-07

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Jew

Recommendation of the City Operations and Neighborhood Services Committee

Appointment of President Pro Tempore

At the request of the President, Supervisor Daly assumed the Chair so the President could participate in the debate from the floor concerning the following item.

The President resumed the Chair shortly thereafter.

070467 [Prohibiting the Feeding of Wild Birds, Including Red-Masked Parakeets] **Supervisors Peskin, Dufty**

Ordinance amending section 486 of the Police Code to specify that the feeding of Red-Masked Parakeets is prohibited.

Enacted Number: 133-07

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Jew

NEW BUSINESS

Recommendations of the Budget and Finance Committee

070422 [Appropriating $953,347 of State reimbursements for additional ballot costs and other current expenses in the Department of Elections for Fiscal Year 2006-2007] Supervisor Elsbernd

Ordinance retroactively appropriating $953,347 from State mandated prior year election cost reimbursements to fund additional ballot costs related to the November 2006 Election and other current expenses in the Department of Elections for Fiscal Year 2006-2007. (Elections Department)

(Fiscal Impact.)

Supervisor Elsbernd requested to be added as sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

061431 [Grant of Federal Funds - Municipal Transportation Agency] Supervisor Maxwell

Resolution authorizing the Municipal Transportation Agency to accept and expend $3,693,215 of federal Section 5309 Bus and Bus Facilities funding for design and construction of Muni's Islais Creek Facility and the purchase of Automatic Vehicle Locator (AVL) equipment.

(Fiscal impact.)

Enacted Number: 298-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070741 [Issuance and Sale of Tax-Exempt Bonds - Katherine Delmar Burke School] Supervisor McGoldrick

Resolution approving the issuance and sale of tax-exempt bonds by the ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed $17,000,000 to finance various capital facilities owned by The Katherine Delmar Burke School or an affiliate.

Enacted Number: 299-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070500 [Reconstruction of San Francisco General Hospital; Finding of Fiscal Responsibility] Mayor

Resolution adopting finding that the proposed reconstruction of San Francisco General Hospital is fiscally feasible and responsible under Administrative Code Chapter 29.

(Fiscal Impact.)

Enacted Number: 296-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070584 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved for Enterprise Departments] Mayor

Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: employee and public parking management, information booth, security services, and shuttle bus services (Airport); paratransit and security services, citation information, janitorial and landscaping, coin counting and collection, security services, and towing services (MTA Parking & Traffic); janitorial and security services (Port).

Enacted Number: 300-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Maxwell

070674 [Public Education Enrichment Fund - First Five Commission] Supervisors Daly, Dufty, Ammiano

Resolution approving the San Francisco First Five Commission expenditure plan for the Public Education Enrichment Fund for Fiscal Year 2007-2008.

Supervisor Ammiano requested to be added as a co-sponsor.

Enacted Number: 301-07

ADOPTED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Jew, Maxwell, McGoldrick, Mirkarimi, Sandoval
Noes: 2 - Elsbernd, Peskin

070675 [Public Education Enrichment Fund - Unified School District] Supervisors Daly, Dufty, Ammiano

Resolution approving the San Francisco Unified School District expenditure plan for the Public Education Enrichment Fund for Fiscal Year 2007-2008.

Supervisor Ammiano requested to be added as a co-sponsor.

Enacted Number: 302-07

ADOPTED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Jew, Maxwell, McGoldrick, Mirkarimi, Sandoval
Noes: 2 - Elsbernd, Peskin

Recommendations of the City Operations and Neighborhood Services Committee

070621 [Declaring a public nuisance] Supervisors Dufty, Alioto-Pier

Ordinance amending Article 18 of the San Francisco Public Works Code by adding Section 944 to declare a public nuisance any property located in a underground utility district in which the property owner has refused to comply with an order from the Director of Public Works to install conduits and associated equipment necessary to obtain utility service at a building or structure on the property; amending Section 926 of the Public Works Code to allow the City to recover all costs incurred by the City in connection with abating the public nuisance; amending Sections 900, 915, and 919 through 930 of the Public Works Code consistent with this legislation; and further amending Sections 900, 901, 906, 908 through 911, and 938 of the Public Works Code to make certain technical changes that are necessary to bring those sections up-to-date.

Supervisor Dufty, seconded by Supervisor Mirkarimi, moved that this Ordinance be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.** The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070632 [Landmark Tree Designation of New Zealand Christmas Tree at 1221 Stanyan Street] Supervisor Mirkarimi

Ordinance designating the New Zealand Christmas tree in front of 1221 Stanyan Street (Assessor's Block 2664, Lot 008) as a landmark street tree pursuant to Public Works Code Section 810, making findings supporting the designation, and requesting official acts in furtherance of the landmark tree designation.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Land Use and Economic Development Committee

060004 **[Interdepartmental jurisdictional transfer of property near Islais Creek, Indiana and Cesar Chavez Streets]** Supervisor Maxwell

Resolution transferring jurisdiction of the real property identified as portions of Assessor's Parcel Nos. 4352/001 and 4382/005, at Indiana and Cesar Chavez Streets, from the Public Utilities Commission to the Municipal Transportation Agency as part of the new Islais Creek Motor Coach Operations and Maintenance Facility; adopting findings pursuant to the California Environmental Quality Act; and adopting findings that the transfer of jurisdiction is consistent with the City's General Plan and the Eight Priority Policies of Planning Code Section 101.1. (Real Estate Department)

Enacted Number: 303-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070625 **[Resolution to Initiate the Designation of First St. John's Methodist Church, 1601 Larkin Street as a Landmark]** Supervisor Peskin

Resolution initiating designation of the First St. John's Methodist Church, 1601 Larkin Street, located at the Northwest corner of Larkin Street and Clay Street, encompassing all of Lot 006 in Block 620, as a Landmark pursuant to Section 1004.1 of the San Francisco Planning Code.

Enacted Number: 308-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

COMMITTEE REPORTS

070743 **[Public Employment - Airport Commission and City Planning]** Mayor, Supervisor Peskin

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the proposed changes to the Airport Commission (AIR) and City Planning (CPC) staffing by decreasing total staffing by 3.00 positions (0.12 FTE).

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070474 **[Supporting SB 464 to discourage abuse of the Ellis Act by real estate speculators]** **Supervisor Peskin**

Resolution supporting SB 464 to discourage abuse of the Ellis Act by real estate speculators.

Enacted Number: 310-07

ADOPTED by the following vote:

Ayes: 8 - Ammiano, Daly, Dufty, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Noes: 3 - Alioto-Pier, Elsbernd, Jew

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

Abdullah Megaheed; expressed concern with issues relating to the homeless

James Chaffee; expressed concern with issues relating to the SF Public Library

Male speaker; expressed concern with issues relating to taxicab leasing

Eugene Gordon Jr.; expressed concern with various issues

John Di Donna; expressed concern with driving in San Francisco

Espanola Jackson; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Valerie Tulier; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Male speaker; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Mr. Clift; expressed concern with issues related to asbestos and toxic

exposure in the Bayview Hunters Point

Francisco Da Costa; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Reverend Ernest Jackson; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Rachel Davis; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Rudy Valentino; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Max Huffman; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Theresa Coleman; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Lynne Brown; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Female speaker; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Alicia Schwartz; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Female Speaker; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Octavio Solozrzano; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Mr. Haynes; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Victor Centeno; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Nora Calderon; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Jesse Tello; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Sheila Griffin; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Jaron Browne; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Sheila Burton; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Ivan Sivona; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Male speaker; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Neshall Lee; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Neesi; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Barbara George; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Mr. Shanover; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Felix Papel; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Male speaker; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Jared; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Female speaker; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Male speaker; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Female speaker; expressed concern with issues related to asbestos and toxic exposure in the Bayview Hunters Point

Supervisor Jew was noted absent at 4:00 p.m.

Supervisor Dufty was noted absent at 4:19 p.m.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

070748 **[Issuance and sale of tax-exempt bonds - St. Ignatius College Preparatory]** **Supervisor Elsbernd**

Resolution approving the issuance of revenue bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $22,000,000 for the financing of the construction, improvement, furnishing and/or equipping of certain educational facilities at St. Ignatius College Preparatory and certain other matters relating thereto.

Enacted Number: 290-07
ADOPTED

070749 [Condemning prosecution of medical marijuana by the Federal government] Supervisor Ammiano

Resolution condemning federal prosecution of Ed Rosenthal and acknowledging importance of safe and legal access to medical cannabis in San Francisco.

Enacted Number: 307-07
ADOPTED

070750 [Celebrating the 78th birthday of Harvey Milk and honoring his memory] Supervisors Ammiano, Dufty, Mirkarimi, Elsbernd

Resolution celebrating the 78th birthday of Harvey Milk, LGBT civil rights pioneer, former Supervisor, and legendary San Francisco leader.

Supervisor Elsbernd requested to be added as a co-sponsor.

Enacted Number: 295-07
ADOPTED

070751 [Urging the Federal government to declare a moratorium on ICE raids] Supervisors Ammiano, Elsbernd

Resolution urging a moratorium on ICE raids (at the very least) until the unresolved question of what to do about separated families, the trauma they are forced to endure, who should care for children left behind after their parents are deported, and who shall bear the associated costs, and until comprehensive immigration reform is agreed upon at the Federal level.

Supervisor Elsbernd requested to be added as a co-sponsor.

Enacted Number: 304-07
ADOPTED

070752 [Urging the State Assembly Appropriations Committee to support Assembly Bill 433 (Beal)] Supervisor Maxwell

Resolution urging the State Assembly Appropriations Committee to support Assembly Bill 433 (Beal) to require the Department of Social Services (DSS) to propose a new name for the Food Stamp program and to establish categorical eligibility for food stamp benefits for Medi-Cal recipients who are eligible for services funded by the Temporary Assistance for Needy Families (TANF) block grant.

Enacted Number: 305-07
ADOPTED

070753 [Urging the US Congress to support 2007 Farm Bill] Supervisor Maxwell

Resolution urging the United States Congress to support a strong Nutrition Title in the 2007 Farm Bill that will improve the Food Stamp Program, strengthen The Emergency Food Assistance Program (TEFAP), fully fund the Commodity Supplemental Food Program (CSFP), and support adequate nutrition for everyone.

Enacted Number: 306-07

ADOPTED

070755 [Urging the University of California San Francisco to reduce its energy consumption through a reduction of night lighting] Supervisor Mirkarimi

Resolution urging the University of California San Francisco to reduce its energy consumption by 10% over the next two years, in part through a reduction of night lighting on its campuses.

Enacted Number: 309-07

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 2 - Dufty, Jew

Severed from Adoption without Committee Reference

Supervisor Maxwell requested that this matter be severed so that it might be considered separately.

070754 [Urging environmental analysis of water supply alternatives that will not increase diversions of freshwater from the Tuolumne River and urging active implementation of conservation and Supervisors Maxwell, Peskin, McGoldrick, Mirkarimi, Ammiano

Resolution urging the San Francisco Planning Department and the San Francisco Public Utilities Commission to fully analyze a water supply alternative in the Programmatic Environmental Impact Report that will not result in increased diversions of freshwater from the Tuolumne River.

Supervisor Maxwell, seconded by Supervisor Ammiano, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 2 - Dufty, Jew

Resolution urging the San Francisco Planning Department to fully analyze a water supply alternative in the Program Environmental Impact Report that

will not result in increased diversions of freshwater from the Tuolumne River and urging the San Francisco Public Utilities Commission to undertake and implement water conservation and recycled water programs.

Continued to June 12, 2007.

Supervisor Maxwell, seconded by Supervisor Elsbernd, moved that this Resolution be CONTINUED AS AMENDED. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 2 - Dufty, Jew

OFF-AGENDA LEGISLATION

Ordinances

Introduced by Supervisors or Mayor

070771 [Interim Public Employment, Fiscal Year 2007-2008] Mayor

Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2008, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

(Fiscal Impact.)

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070773 [Government Funding for Fiscal Year 2007-2008] Mayor

Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2008.

(Fiscal Impact.)

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070774 [Public Employment for Fiscal Year 2007-2008] Mayor

Consolidated Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2008, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation

of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

(Fiscal Impact.)

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070808 [Increasing fees for certain services provided by the Medical Examiner] Mayor

Ordinance amending San Francisco Administrative Code Section 8.14, by raising the fees for removal of remains, cremation services, and making environmental findings.

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070809 [San Francisco Administrative Code - First Offender Prostitution Program Fee] Mayor

Ordinance amending Ordinance No. 289-98 (Sec. 10.193-1 of the Administrative Code of the City and County of San Francisco) establishing the First Offender Prostitution Program Fee, to remove reference to Penal Code Section 647(b), to allow the Office of the District Attorney to send all eligible prostitution-related offenders to the department's First Offender Prostitution Program (FOPP) diversion class.

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070810 [Patient Rates - Public Health] Mayor

Ordinance amending Section 128 of the San Francisco Health Code to set patient rates and other services provided by the Department of Public Health, effective July 1, 2007.

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070811 [Public Works Code - Fees for various permits] Mayor

Ordinance amending Public Works Code Sections 2.1.1, 2.1.2, and 724.1 to update and codify various permit fees, including permits for caf, tables and chairs, commemorative plaques, debris boxes, driveways, minor sidewalk encroachments, pipe barriers, sidewalks, street encroachments, street improvements, temporary street space occupancy; and making environmental findings.

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070812 [Amending Subsections of Section 106 of the San Francisco Fire Code to increase fees for certain Fire Department services and permits] Mayor

Ordinance making environmental findings and amending Sections 106.2, 106.3, 106.7, 106.8, 106.9, 106.10, 106.11, 106.15, 106.17 and Tables 106-B and 106-C of the San Francisco Fire Code to increase fees for certain Fire Department services and permits, to become operative on its effective date or on July 1, 2007, whichever is later.

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070813 [Amending Sections of the San Francisco Business and Tax Regulations Code to increase certain Fire Department licensing fees] Mayor

Ordinance making environmental findings, amending Sections 90, 93, 93.1, 94, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246 and 247 of the San Francisco Business and Tax Regulations Code to increase licensing fees for certain permits issued by the Fire Department, and repealing Section 242.1 of the San Francisco Business and Tax Regulations Code, to become operative on its effective date or on July 1, 2007, whichever is later.

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070814 [Increasing permit and license fees for motor vehicle for hire permits] Mayor

Ordinance amending the San Francisco Police Code by amending Sections 2.26.1 and 2.27.1, to increase permit and license fees for certain motor vehicle for hire permits, and to repeal obsolete provisions.

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070815 [Recreation and Park Department - Athletic Fees] Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.36, to revise the fee schedule for use of athletic fields.

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070816 [Recreation and Park Department - Harding Park Fees] Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.12, to revise the time for super twilight play, to establish fees for shotgun tournaments, and to authorize the Recreation and Park Commission to approve special promotions not to exceed a 20% discount of the applicable rate.

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070817 [Recreation and Park Department - Clubhouse Rental Fees] Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.21, to increase the fees for renting clubhouses in San Francisco parks.

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070818 [Recreation and Park Department - Junior Golf Tournament Fees] Mayor

Ordinance making environmental findings and adding San Francisco Park Code, Article 12, Section 12.43, to establish fees for Junior and Family golf tournaments.

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070819 [Recreation and Park Department - Program Fees] Mayor

Ordinance making environmental findings and adding San Francisco Park Code, Article 12, Section 12.44, to establish a fee structure for recreational programs.

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070820 [Recreation & Park Department - Reservation Administrative Fees] Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, by adding Section 12.45 to establish administrative fees.

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070821 [Recreation & Park Department - Change to Resident Golf Card Fee] Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.32, to increase the annual fee for San Francisco Resident Golf Cards from $40.00 to $45.00 and imposing administrative fees.

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070822 [Recreation and Park Department - Wedding Fees] Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.07, to increase the fees for holding weddings in San Francisco parks.

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070823 [Retiree Health Benefits Fund] Mayor, Supervisor Elsbernd

Ordinance amending the San Francisco Administrative Code by adding Section 10.100-275, to create a Retiree Health Benefits Fund. (Mayor)

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070849 [Establishing the HOPE SF Fund and provide for appropriations to the Fund] Mayor, Supervisor Maxwell

Ordinance amending the San Francisco Administrative Code by adding Section 10.100-370, to: establish the HOPE SF Fund; direct the City to appropriate $5,000,000 to the Fund for FY 2007-2008 and set City policy regarding future appropriations to the Fund; identify the permitted uses of moneys so deposited; and, set forth provisions for the administration of such fund.

(Fiscal Impact.)

6/5/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070828 **[Open Space Fund Financing]** Mayor

Ordinance approving the issuance and sale of lease revenue bonds payable from the Park, Recreation and Open Space Fund to finance various park projects as further described herein; approving the form of a Site Lease by and between the City and County of San Francisco Finance Corporation (the "Corporation") and the City and County of San Francisco (the "City") relating to certain City-owned properties located in the City (as further described herein); approving the form of a First Supplemental Lease by and between the Corporation and the City; approving the form of a First Supplemental Trust Agreement by and between the Corporation and a trustee (including certain indemnities contained therein); approving the form of an Assignment Agreement by and between the Corporation and a trustee; approving the form of an official notice of sale and a notice of intention to sell the lease revenue bonds; directing the publication of the notice of intention to sell the lease revenue bonds; approving the form of an official statement in preliminary and final form; approving the form of a continuing disclosure certificate; authorizing the payment of costs of issuance; authorizing reimbursement of certain expenditures; authorizing the establishment of a contingency fund; adopting findings under the California Environmental Quality Act and findings pursuant to City Planning Code Section 101.1; and ratifying previous actions taken in connection therewith.

(Fiscal Impact.)

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070851 **[Polk Street Neighborhood Commercial District Zoning Controls]** Supervisor Peskin

Ordinance amending the San Francisco Planning Code by amending Section 121.2 to move Polk Street from a 3,000 square foot lot size limit to a 2,000 square foot lot size limit and by amending Section 723 to provide that commercial and institutional uses in the Polk Street Neighborhood Commercial District are permitted up to 1,999 square feet and allowed as a conditional use for 2,000 square feet and above; adopting findings, including Section 302 findings, environmental findings, and findings of consistency with Section 101.1 and the General Plan.

6/5/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/5/2007.

Resolutions

070824 **[Approval of FY07-08 Expenditure Plan for the Human Services Care Fund]** Mayor

Resolution approving the FY07-08 Expenditure Plan for the Human Services Care Fund.

(Fiscal Impact.)

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070825 **[Redevelopment Agency Budget]**

Resolution approving an Interim Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2007-2008. (Redevelopment Agency)

(Fiscal Impact.)

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070826 **[Redevelopment Agency Budget and Bonds]**

Resolution approving the Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2007-2008, approving the Issuance by the Redevelopment Agency of Bonds in an aggregate principal amount of not to exceed $125,800,000 to finance a portion of redevelopment activities described in such approved Budget for fiscal year 2007-2008; and approving additional General Fund loans to the Redevelopment Agency in the aggregate amount of $463,000, consisting of a $303,000 loan to complete a potential redevelopment plan for the Visitacion Valley Survey Area and a $160,000 loan for Bayview Hunters Point Survey Area C planning costs. (Redevelopment Agency)

(Fiscal Impact.) (Supervisor Mirkarimi dissented in committee.)

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070827 **[Disbursements from Budget Savings Fund]** Mayor

Resolution approving disbursements from the Budget Savings Incentive Fund.

(Fiscal Impact.)

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070833 **[2008 Finance Corporation Equipment Program]** Mayor

Resolution approving the form of and authorizing execution and delivery by the City and County of San Francisco of an Equipment Lease Supplement No. 15 (Series 2008A Bonds) between the City and County of San Francisco Finance Corporation, as lessor, and the City and County of San Francisco, as lessee, with respect to the equipment to be used for city purposes, a related certificate of approval and a continuing disclosure certificate; approving the issuance of lease revenue bonds by said nonprofit corporation in an amount not to exceed $13,500,000; approving the form of the official statement in preliminary and final form; providing for reimbursement to the City and County of San Francisco of certain city expenditures incurred prior to the issuance of lease revenue bonds; and providing for the execution of documents in connection therewith.

(Fiscal Impact.)

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070834 **[Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved]** Mayor

Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost

than similar work performed by City and County employees, for the following services: convention facilities management, central shops security, janitorial and security services (Administrative Services); body removal services (Medical Examiner); budget analyst (Board of Supervisors); security services (Public Works); community services (District Attorney); security services (Human Services Agency); Project S.A.F.E. (Police); and jail food services (Sheriff).

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070838 **[Contract with Owners' Association for administration/management of Fisherman's Wharf Portside Community Benefit District]** Supervisor Peskin

Resolution approving an agreement with the nonprofit Owners' Association for administration/management of the business-based business improvement district known as the "Fisherman's Wharf Portside Community Benefit District," pursuant to Section 36651 of the Streets and Highways Code.

6/5/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

070839 **[Treasure Island Development Authority Interim Budget]** Mayor

Resolution approving the Interim Budget of the Treasure Island Development Authority for fiscal year 2007-2008.

(Fiscal Impact.)

6/5/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070840 **[Treasure Island Development Authority Budget]** Mayor

Resolution approving the Budget of the Treasure Island Development Authority for fiscal year 2007-2008.

(Fiscal Impact.)

6/5/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070843 **[Disposition and Development Agreement - Redevelopment Agency Owned Land for Armstrong Place]** Supervisor Maxwell

Resolution approving the Redevelopment Agency of the City and County of San Francisco's Disposition and Development Agreement (the "Agreement") for a portion of Assessor's Block 5421, Lots 3, 5, 6, 7, 8, 9, and 11 commonly known as Armstrong Place (or 5600 Third Street), to BRIDGE Tower, L.L.C., for the purpose developing affordable for-sale housing for lower income households.

(Fiscal Impact.)

6/5/07, RECEIVED AND ASSIGNED to Board of Supervisors.

070845 [Establishing a Division of Independent Ratepayer Advocates within the San Francisco Public Utilities Commission] Supervisor Alioto-Pier

Resolution establishing a Division of Independent Ratepayer Advocates within the San Francisco Public Utilities Commission.

(Fiscal Impact.)

6/5/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

070846 [Traffic Regulation for Marina Farmers' Market] Supervisor Alioto-Pier

Resolution enacting temporary "Street Closed to Vehicular Traffic" regulation on Steiner Street between Lombard and Chestnut Streets from 10:00 a.m. to 5:15 p.m. on every Tuesday between June 26, 2007 through October 30, 2007.

6/5/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070850 [Accept and Expend State Grant - Department of Mayor the Environment]

Resolution authorizing the Department of the Environment to accept and expend grant funds, available only for public agencies in California, in the amount of $110,880 from the California Air Resources Board for the purpose of upgrading Compressed Natural Gas (CNG) fueling stations at Cesar Chavez and Golden Gate Park.

6/5/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070855 [Safeguarding State and Local Governance in Trade Resolution] Supervisor Mirkarimi

Resolution respectfully urging Congress to safeguard domestic regulatory authority and policy space by rejecting any request for renewal of Fast Track Trade Authority, and to create a democratic, inclusive trade negotiating process that includes meaningful consultation with state and local governments and civil society groups.

6/5/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070856 [Employee Free Choice Act] Supervisor Mirkarimi

Resolution in support of the Employee Free Choice Act which would authorize the National Labor Relations Board to certify a union as the bargaining representative when a majority of employees voluntarily sign authorizations designating that union to represent them; provide for first contract mediation and arbitration; and establish meaningful penalties for violations of a worker's freedom to choose a union.

6/5/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070857 [Endorsing AB 364] Supervisor Mirkarimi

Resolution endorsing Assembly Bill 364: the State of California's effort to ensure that all patients in hospitals, nursing homes and supervised nursing facilities are informed of their legal rights related to advocacy and patients rights services, as well as information regarding health and supportive services following hospitalization.

6/5/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070858 [Approval of Guiding Principles for Determining the Future of Midtown Park Apartments (1415 Scott Street, San Francisco)] Supervisor Mirkarimi

Resolution approving the principles that will guide the City and Midtown Park Apartments' residents in formulating a long-term ownership structure and development plan for Midtown Park Apartments, a 140-unit residential development owned by the City and County of San Francisco.

6/5/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070859 [Commending the Churches of Saint Paulus Lutheran and Saint John Coltrane] Supervisor Mirkarimi

Resolution commending Saint Paulus Lutheran Church on its rebirth as a church without walls and commending Saint John Coltrane African Orthodox Church for its hospitality in providing worship space for the congregants of St. Paulus.

6/5/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070860 [Accept-Expend State Grant - Criminal Restitution Compact] Supervisor Mirkarimi

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to contract for, accept and expend up to $177,077 allocated from the California Victim Compensation and Government Claims Board for a project entitled the Criminal Restitution Compact for the period of July 1, 2007 through June 30, 2009.

6/5/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070861 [Authorizing the Planning Department to apply for a Workforce Housing Reward Program Grant] Supervisor Ammiano

Resolution authorizing the Planning Department to apply for a Workforce Housing Reward Program Grant.

6/5/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070862 [Condemning Government Sanctioned Violence at the Russian LGBT community's May 27th demonstration in Moscow, and Urging the Kremlin and Mayor Yuri Luzkhov to Foster a Supervisors Ammiano, Dufty

Culture of Tolerance

Resolution condemning the government sanctioned violence at the Russian LGBT community's May 27th demonstration in Moscow, and urging the Kremlin and Moscow Mayor Yuri Luzkhov to work toward fostering a culture of tolerance toward the LGBT community in Russian society.

6/5/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070863 [Urging Taxicab companies not to increase the number of long-term leases of medallions] Supervisor Ammiano

Resolution urging taxicab companies not to increase the number of long-term leases of taxicab medallions or taxicabs in their fleets, urging the Taxi Commission to strictly enforce Ordinances and Regulations requiring Proposition K medallion holders to drive the taxicab permitted under their medallion and providing that the Board of Supervisors shall consider regulation of long-term leasing.

6/5/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070864 [Commending Gwen Chan for her service to the City in her capacity as acting Superintendent of the San Francisco Unified School District] Supervisors Ammiano, Elsbernd, Dufty

Resolution commending Gwen Chan for her service to the City in her capacity as acting Superintendent of the San Francisco Unified School District.

6/5/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070865 [Support for an Open Voting System] Supervisor Ammiano

Resolution supporting an investigation into the feasibility of an Open Source voting system in the City of San Francisco which could be funded wholly or in part by grant funds with the support of the Department of Elections staff, and declaring that the City is open to participating in grant applications.

6/5/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070866 [Supporting the Breast Cancer Protection Act of 2007] Supervisors Alioto-Pier, Dufty

Resolution supporting the Breast Cancer Patient Protection Act of 2007.

6/5/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070867 [Leavenworth and O'Farrell Streets Traffic Calming] Supervisor Daly

Resolution urging the Department of Parking and Traffic (DPT) and Police Department to adopt traffic calming measures at the intersection of Leavenworth and O'Farrell.

6/5/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE

AGENDA AT THE NEXT BOARD MEETING.

070868 [Disaster Relief Funding] Supervisor Alioto-Pier

Resolution amending all prior Public Assistance, Hazard Mitigation, or Pre-Disaster Mitigation resolutions or any previous legislation pertaining to Public Law 93-288 as amended by the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988 and/or the California Disaster Assistance Act to reflect the department's name change to the Department of Emergency Management and authorizing designated City and County officials to execute and file on behalf of the City and County of San Francisco, a public entity established under the laws of the State of California, any applications necessary for the purpose of obtaining financial assistance.

6/5/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070869 [Homeland Security Grants] Supervisor Alioto-Pier

Resolution authorizing designated City and County officials to execute and file on behalf of the City and County of San Francisco, a public entity established under the laws of the State of California, any actions necessary for the purpose of obtaining federal financial assistance provided by the federal Department of Homeland Security and sub-granted through the State of California under the FY 07 State Homeland Security Program (SHSP) grant, the FY 07 Urban Areas Security Initiative (UASI) grant, the FY 07 Law Enforcement Terrorism Prevention Program (LETPP) grant, the FY 07 Metropolitan Medical Response System (MMRS) grant, the FY 07 Citizen Corps Program (CCP) grant, the FY 07 Buffer Zone Protection Program (BZPP) grant or any other federally funded grant program and Public Law 107-206.

6/5/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070870 [Resolution indicating that the City and County of San Francisco's top Budget Priority is ensuring that HIV/AIDS programs are fully funded despite the lack of support from the Federal] Supervisors Dufty, Ammiano, Peskin, Mirkarimi

Resolution indicating that the City and County of San Francisco's top Budget Priority is ensuring that HIV/AIDS programs are fully funded despite the lack of support from the Federal Government.

6/5/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearings

070772 [Annual Budget, Fiscal Year 2007-2008] Mayor

Hearing to consider the Annual Budget for Fiscal Year 2007-2008.

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070775 [Budget Hearing and Review, FY 2007-2008]

Hearing to consider the Annual Budget for Law Library, City Attorney, Assessor-Recorder, Controller, General City Responsibility, Board of Supervisors, Mayor, Civil Service Commission, Human Resources, Economic and Workforce Development, Recreation and Park, Elections, Human Rights Commission, and Public Library for fiscal year 2007-2008. (Clerk of the Board)

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070776 [Budget Hearing and Review, FY 2007-2008]

Hearing to consider the Annual Budget for Treasurer Tax Collector, District Attorney, Public Defender, Sheriff, Fire, Police, Planning, Building Inspection, Emergency Management, Health Service System, Adult Probation, Juvenile Probation, Redevelopment, Treasure Island Development, Ethics Commission, Trial Courts, and Taxi Commission for fiscal year 2007-2008. (Clerk of the Board)

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070778 [Budget Hearing and Review, FY 2007-2008]

Hearing to consider the Annual Budget for Administrative Services, Public Works, Telecommunications & Information Services, Child Support Services, Human Services Agency, Public Health, Asian Art Museum, Art Commission, Children, Youth & Families, Children and Families Commission, Fine Arts Museums, Academy of Sciences, County Education Office, War Memorial, and Department on the Status of Women for fiscal year 2007-2008. (Clerk of the Board)

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070787 [Mayor's General Fund Budget Submission] Supervisor Daly

Hearing on the Overview of the Mayor's general fund budget submission, including new city wide initiatives.

6/5/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070841 [Planning Code Amendments - PDR Districts] Supervisor Maxwell

Hearing before the Land Use Committee to present the proposed Planning Code amendments that would establish new PDR Districts, and would apply those controls to certain industrial areas of Bayview Hunters Point.

6/5/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

070842 [Hearing - Disposition and Development Agreement - Redevelopment Agency Owned Land for Armstrong Place]

Hearing of persons interested in or objecting to proposed resolution approving the Redevelopment Agency of the City and County of San Francisco's Disposition and Development Agreement (the "Agreement") for a portion of Assessor's Block 5421, Lots 3, 5, 6, 7, 8, 9, and 11 commonly known as Armstrong Place (or 5600 Third Street), to BRIDGE Tower, L.L.C.,

for the purpose developing affordable for-sale housing for lower income households. (Clerk of the Board)

6/5/07, SCHEDULED FOR PUBLIC HEARING. To Board as a Special Order on June 19, 2007 at 3:00 p.m.

070805 **[Committee of the Whole - Beilenson Hearing - June 19, 2007 at 3:30 p.m.]**

Hearing to consider the Department of Public Health's budget eliminating or reducing medical services. (Beilenson Hearing)

6/5/07, SCHEDULED FOR PUBLIC HEARING. Pursuant to File 070804, Board to sit as a Committee of the Whole on June 19, 2007 at 3:30 p.m. 6/4/07 - Public Hearing Notice posted on Board of Supervisors kiosk. Notices wereposted by DPH on medical facilities.

Motions

070844 **[Motion amending the Mayor's Proposed Budget for FY 07-08]** Supervisors Daly, Ammiano

Motion amending the Mayor's Proposed Budget for FY 07-08 by backfilling Federal reductions to AIDS programs, reinstating psychiatric inpatient services at San Francisco General Hospital, and reinstating housing services, funded by reducing selected program expenditures for Fiscal Year 2007-2008.

(Fiscal Impact.)

6/5/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070847 **[Motion adopting a proposed schedule of audits to be conducted of programs of City and County departments]** Supervisor Elsbernd

Motion adopting a proposed schedule of audits to be conducted of programs of City and County departments.

6/5/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

070848 **[Assessor-Recorder to Identify Means of Maintaining a Current Street Address Contact for Each Real Property Owner]** Supervisor Mirkarimi

Motion providing that the Assessor-Recorder explore and identify means of including in one or more databases maintained by that Office that are available to other City departments, a current street address for contacting each owner of real property in the City and County of San Francisco, and that a report be made to the Board of Supervisors Budget and Finance Committee within three months.

6/5/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070804 **[Committee of the Whole - Health service reductions (Beilenson Hearing) June 19, 2007 at** Supervisor Peskin

3:30 p.m.]

Motion scheduling the Board to sit as a Committee of the Whole to consider health service reductions (Beilenson Hearing), to be held on June 19, 2007 at 3:30 p.m.

6/5/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

070700 [Settlement of Claim Against Sprint/Nextel]

Ordinance authorizing settlement of a claim by the City and County of San Francisco against the Sprint/Nextel Corporation for funding the planning for reconfiguration of the City's 800 MHz Radio Communications System. (City Attorney)

5/16/07, RECEIVED AND ASSIGNED to Rules Committee.

070747 [Settlement of Lawsuit - Colonial American Casualty and Surety Company and Competent Builders, Inc.]

Ordinance authorizing settlement of the lawsuit filed by Colonial American Casualty and Surety Company and Competent Builders, Inc., against the City and County of San Francisco, for payment to the City of $450,000; the lawsuit was filed on October 9, 2002 in San Francisco Superior Court, Case No. CGC 02-413272; entitled Division of Labor Standards Enforcement v. Colonial American Casualty and Surety Company, et al; other material terms of said settlement are payment by Competent Builders, Inc., and other parties, to Colonial American Casualty and Surety Company, and full releases among all parties. (City Attorney)

5/21/07, RECEIVED AND ASSIGNED to Rules Committee.

070764 [Changing Official Sidewalk Width - Jessie Street]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1574 to change the official sidewalk width on the northerly side of Jessie Street westerly of Ecker Street; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; and requiring relocation, modifications, or both of facilities affected by the sidewalk width change. (Public Works Department)

5/23/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

070766 [Settlement of Lawsuit - Northwest Airlines Corporation, et al.]

Ordinance authorizing the settlement of the bankruptcy claim filed by the City and County of San Francisco, acting by and through its Airport Commission against Northwest Airlines Corporation, for the settlement of the litigated bankruptcy claim between the Airport with regard to In re Northwest Airlines Corporation, et al., Debtors, Case No. 05-17930ALG,

United States Bankruptcy Court for the Southern District of New York; and authorizing settlement of the lawsuit filed by the City and County of San Francisco, acting by and through its Airport Commission against Northwest Airlines Corporation, for agreement to pay a percentage allocation of future clean-up costs with regard to City and County of San Francisco v. ARCO et al., Case No. C-97-2965 MMC (N.D. Cal). (City Attorney)

5/25/07, RECEIVED AND ASSIGNED to Rules Committee. 7/12/07 - Original settlement agreement given to the City Attorney's Office for the Airport Director's signature. The signed agreement to be returned to the Clerk of the Board.

070767 **[Settlement of Lawsuit - Delta Air Lines Inc., et al.]**

Ordinance authorizing the settlement of the bankruptcy claim filed by the City and County of San Francisco, acting by and through its Airport Commission against Delta Air Lines, Inc., for the settlement of the litigated bankruptcy claim between the Airport with regard to In re Delta Air Lines Inc., et al., Debtors, Case No. 05-17923PCB, United States Bankruptcy Court for the Southern District of New York; and authorizing settlement of the lawsuit filed by the City and County of San Francisco, acting by and through its Airport Commission against Delta Air Lines, Inc., for agreement to pay a percentage allocation of future clean-up costs with regard to City and County of San Francisco v. ARCO et al., Case No. C-97-2965 MMC (N.D. Cal). (City Attorney)

5/25/07, RECEIVED AND ASSIGNED to Rules Committee. 7/12/07 - Original settlement agreement given to the City Attorney's Office for the Airport Director's signature. The signed agreement to be returned to the Clerk of the Board.

PROPOSED RESOLUTIONS

070701 **[Approval of an historical property contract for 1735 Franklin Street - the Bransten House]** Supervisors Peskin, Dufty

Resolution under Chapter 71 of the San Francisco Administrative Code, approving an historical property contract between Tad and Masumi Oride, the owners of San Francisco Landmark No. 126 located at 1735 Franklin Street (the Bransten House) and the City and County of San Francisco; authorizing the Director of Planning and the Assessor to execute the historical property contract. (Planning Commission)

5/17/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070702 **[Second Amendment to Catholic Charities Sublease of Housing Units on Treasure Island]**

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a second amendment to the sublease with Catholic Charities to increase utility rates. (Treasure Island Development Authority)

5/17/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070703 [Second Amendment to Community Housing Partnership Sublease of Housing Units on Treasure Island]

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a second amendment to the sublease with Community Housing Partnership to add 42 residential units to the premises, to increase the common area maintenance charge and to increase utility rates. (Treasure Island Development Authority)

5/17/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070704 [First Amendment to Haight Ashbury Free Clinics Sublease of Housing Units on Treasure Island]

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a first amendment to the sublease with Haight Ashbury Free Clinics to increase utility rates. (Treasure Island Development Authority)

5/17/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070705 [First Amendment to Rubicon Programs Sublease of Housing Units on Treasure Island]

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a first amendment to the sublease with Rubicon Programs to increase utility rates. (Treasure Island Development Authority)

5/17/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070706 [First Amendment to Swords to Plowshares Sublease of Housing Units on Treasure Island]

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a first amendment to the sublease with Swords to Plowshares to increase utility rates. (Treasure Island Development Authority)

5/17/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070707 [Second Amendment to Walden House Sublease of Housing Units on Treasure Island]

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a second amendment to the sublease with Walden House to add 12 residential units to the premises, to increase the common area maintenance charge and to increase utility rates. (Treasure Island Development Authority)

5/17/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070746 [Lease of Real Property at 760 Harrison Street]

Resolution authorizing extension of a lease of real property at 760 Harrison Street for the Department of Public Health. (Real Estate Department)

(Fiscal Impact.)

5/21/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070762 **[Airport Operating Agreement with Signature Flight Support Corporation]**

Resolution approving the Fixed Base Operator Lease and Operating Agreement between Signature Flight Support Corporation and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

5/22/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070763 **[Airport Concession Lease]**

Resolution approving the Boarding Area "F" Hub Specialty Store Lease "A" between Air Sun dba Sunglass Hut and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

5/22/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070769 **[Amending a contract with anticipated expenditure in excess of $10 million]**

Resolution approving the Eighth Amendment to the agreement between the City and County of San Francisco (Purchaser) and Sunset Scavenger Company (Contractor) for sludge hauling, increasing the total compensation to the Contractor by $1.3 million to $12,415,000, pursuant to San Francisco Charter Section 9.118(b). (Office of Contract Administration)

(Fiscal Impact.)

5/25/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

Requests Granted

From: Supervisor Elsbernd
To: Director, Municipal Transportation Agency

Requesting/Inquiring: Requesting pedestrian safety measures be evaluated and implemented for the crosswalk on Portola to and from St. Francis Wood on Santa Clara and Vicente Streets.

From: Supervisor Mirkarimi
To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of removing graffiti on the parking signs located on both sides of the street (unless otherwise noted), at the following locations:

- *Scott between Turk and McAllister*
- *Scott between Bush and Sutter*
- *Pierce between Bush and Sutter*
- *Post between Steiner and Divisadero*
- *Ellis between Scott and Steiner (there are signs missing from the black frames in a couple of places on the south side of the street)*

- *Gough between Hayes and Haight*
- *Laguna between Haight and Hayes*
- *Oak between Laguna and Divisadero (signs and poles)*
- *Baker, Oak, and McAllister*

From: Supervisor Mirkarimi
To: Director, Public Utilities Commission

Requesting/Inquiring: Requesting the Public Utilities Commission to report on the status of removing graffiti at the following locations:

Metal Poles

- *Northeast corner of Oak and Buchanan*
- *Northeast corner of Sutter and Pierce*
- *Pole mid-block on Scott between Turk and Ellis*
- *Southwest corner of California and Pierce*
- *Southeast corner of Pierce and Eddy*
- *Southwest corner of Gough and Lilly*
- *100 and 200 blocks of Haight (both sides of the street)*
- *Southeast corner of Laguna and Page*
- *Northwest corner of Laguna and Page*
- *611 Oak*
- *Northwest corner of Oak and Scott*
- *Northwest corner of Oak and Fulton*

Wooden

- *Near 1245 Fell (graffiti is from top to bottom of pole)*

From: Supervisor Mirkarimi
To: Director, Public Utilities Commission

Requesting/Inquiring: Requesting the Public Utilities Commission to report on the feasibility of installing a street light near the northeast corner of Scott and Geary. Lighting Geary Street near the MUNI bus stop shelter.

From: Supervisor Mirkarimi
To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of removing graffiti or repairing signs on the DPT property at the following locations:

Graffiti

- *School Crossing Sign at the southwest corner of Pine and Pierce*
- *Pedestrian Crossing Signals at all four corners of Fell and Webster*
- *Pedestrian Crossing Signals at all four corners of Fell and Buchanan*
- *Pedestrian Crossing Signs at Fell and Gough*
- *Pedestrian Crossing Signs at Oak and Gough*
- *STOP Sign – Southwest corner of Scott and Grove*

Repair

- *Parking sign falling over – mid-block, Westside of Gough between*

Page and Haight

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property at the following location:

Billboard – Clear Channel southeast corner of Scott and Haight

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property at the following locations:

Emergency Boxes

- *Southeast corner of Ellis and Pierce*
- *Southeast corner of Haight and Laguna*

Fire Hydrant

- *Southwest corner of Haight and Laguna*
- *Northwest corner of Gough and Grove*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following property locations:

- *875 Fulton*
- *277 Oak*
- *350 Laguna*
- *423 Laguna*
- *561 Baker*
- *554-560 Laguna*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing the graffiti from the following locations:

Light Switch Boxes

- *Northwest corner of Post and Scott*
- *Northeast corner of Page and Octavia*
- *Southeast corner of Octavia and Oak*
- *Northeast corner of Laguna and Fell*
- *Northwest corner of Baker and Fulton*
- *Northeast corner of Fell and Steiner*

- *Northeast corner of Fell and Pierce*
- *Northeast corner of Fell and Webster*

Phone Switch Box

- *Southwest corner of Octavia and Lily*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing the graffiti from mailboxes and garbage cans at the following locations:

Mailboxes

- *Northwest corner of Gough and Oak*
- *Southwest corner of Haight and Gough (blue)*
- *Southwest corner of Haight and Laguna*
- *Northeast corner of Buchanan and Fell*

Garbage Cans

- *Northeast corner of Page and Octavia*
- *Southwest corner of Laguna and Page*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from news stands at the following locations:

Chronicle

- *Southwest corner of Gough and Fell*

SF Weekly

- *Northeast corner of Fell and Gough*
- *Southwest corner of Fulton and Lyon*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of tree pruning at the northeast corner of Scott and Geary. This tree is currently blocking street lighting.

In Memoriams

Parren J. Mitchell - Entire Board

Antonio (Tony) Salazar - Supervisor Sandoval

Albert Scoma - Supervisor Peskin

Alice Wallace - Supervisor Elsbernd

Louis Anthony Vagadori, Jr. - Supervisor Elsbernd

Jamar Lake - Supervisor Mirkarimi

Dick Kramer - Supervisor Ammiano

Special Board of Supervisors Meeting

Budget and Finance Committee

June 6, 2007

At the hour of 1:32 p.m., Supervisor Sandoval was noted present at the Budget and Finance meeting, creating a quorum of the Board of Supervisors. A Special Board of Supervisors meeting was convened.

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Eslbernd, and Sandoval

File No. 070665 Hearing before the Budget and Finance Committee to examine the budget implications using temporary workers, interim workers, per diem employees and other short-term or substitute employees at the Legion of Honor, the de Young Museum and the Asian Art Museum.

Heard in Committee. Speakers: Supervisor Sandoval; Monique Zmuda, Deputy Controller; James Thomas; Barry Rich; Officer Hawkins, Fine Arts Museums; Tim Sullivan; Jim Riley; Nenita Fleming; Rico Carbezano; Edwards Swallin; Michael Dearse; male speaker; female speaker; Lorenzo Serrano; Howard Mitchell; James Bryant; John Bucannan, Fine Arts Museum; Nani Coloretti.

Continued to June 21, 2007.

Ayes: 5 - Daly, Ammiano, Dufty, Mirkarimi, Elsbernd

At the hour of 1:38 p.m., Supervisor Sandoval was noted absent and there was no longer a quorum of the Board of Supervisors.

The Special Board of Supervisors meeting adjourned at 1:38 p.m

ADJOURNMENT

There being no further business the Board adjourned at the hour of 4:29 p.m.

Angela Calvillo, Clerk of the Board

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 17, 2007.

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee. Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4)standing in the Legislative Chamber. Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer. THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383For information, call (415) 554-5184. Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 554-4188.

翻譯: 必須在會議前最少四十八小時提出要求
請電: (415) 554-7703

Disability access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.
Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.
The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, N and T (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.
In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

City and County of San Francisco
Board of Supervisors

June 12, 2007

City and County of San Francisco

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MEETING MINUTES

Tuesday, June 12, 2007
2:00 PM
Legislative Chamber - Second Floor
Regular Meeting

Board of Supervisors

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Members Present: *Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Ed Jew, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.*

Members Excused: *None.*
Members Absent: *None.*

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:01 p.m. On the call of the roll Supervisors Alioto-Pier and Sandoval were noted absent.

There was a quorum.

Supervisor Alioto-Pier was noted present at 2:04 p.m.

Supervisor Sandoval was noted present at 2:06 p.m.

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

070422 **[Appropriating $953,347 of State reimbursements for additional ballot costs and other current expenses in the Department of Elections for Fiscal Year 2006-2007]** **Supervisor Elsbernd**

Ordinance retroactively appropriating $953,347 from State mandated prior year election cost reimbursements to fund additional ballot costs related to the November 2006 Election and other current expenses in the Department of Elections for Fiscal Year 2006-2007. (Elections Department)

(Fiscal Impact.)

Enacted Number: 135-07
FINALLY PASSED

Recommendation of the City Operations and Neighborhood Services Committee

070632 **[Landmark Tree Designation of New Zealand Christmas Tree at 1221 Stanyan Street]** **Supervisor Mirkarimi**

Ordinance designating the New Zealand Christmas tree in front of 1221 Stanyan Street (Assessor's Block 2664, Lot 008) as a landmark street tree pursuant to Public Works Code Section 810, making findings supporting the designation, and requesting official acts in furtherance of the landmark tree designation.

Enacted Number: 136-07
FINALLY PASSED

Recommendation of the Government Audit and Oversight Committee

070743 [Public Employment - Airport Commission and City Planning] Mayor, Supervisor Peskin

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the proposed changes to the Airport Commission (AIR) and City Planning (CPC) staffing by decreasing total staffing by 3.00 positions (0.12 FTE).

Enacted Number: 129-07
FINALLY PASSED

Recommendations of the Land Use and Economic Development Committee

070179 [Parking Regulations] Supervisor Dufty

Resolution enacting and rescinding parking regulations at various locations.

RESIDENTIAL PERMIT PARKING AREA "D", 4-HOUR TIME LIMIT, 9 AM to 5 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Bosworth Street, north side, from Chilton Avenue to Elk Street.

2-HOUR TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
Bosworth Street, north side, from Chilton Avenue to Elk Street.

(2/5/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street.)

Enacted Number: 314-07
ADOPTED

070406 [Parking Regulations] Supervisor Daly

Resolution enacting and rescinding parking regulations at various locations.

RESIDENTIAL PERMIT PARKING - AREA "U" - RESCIND
1 South Park (excludes lot 7 of block 3775 from the permit area)

(Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of

the street.)

Enacted 315-07
Number:
ADOPTED

070569 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
18th Street at Illinois Street, stopping the stem of this T-intersection;
Piedmont Street at Masonic Avenue, stopping Piedmont Street, making this T-intersection an All-Way STOP;
Noriega and 21st Avenue, stopping Noriega Street, making this intersection an All-Way STOP;
Detroit Street and Staples Avenue, stopping Detroit Street, making this intersection an All-Way STOP; and,
Lisbon Street and Silver Avenue, making this T-intersection an All-Way STOP.

STOP SIGNS - RESCIND
Craut Street and Silver Avenue intersection (rescind the 3-Way Stop);
Craut Street and Maynard Street (rescind the southbound Craut Street STOP); and,
Craut Street and Ney Street (rescind the southbound Ney Street STOP).
(Parking and Traffic Department)

(4/24/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3349)

Enacted 316-07
Number:
ADOPTED

070570 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

ONE-WAY STREET (NORTHBOUND) - ESTABLISH
Craut Street, between Silver Avenue and Trumbull Street (Parking and Traffic Department)

(4/24/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3349)

Enacted 317-07
Number:
ADOPTED

Recommendations of the Rules Committee

070558 **[Settlement of Lawsuit - A. Ruiz Construction & Associates, Inc.]**

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against A. Ruiz Construction & Associates, Inc. for $200,000; the lawsuit was filed on January 28, 2005 in San Francisco Superior Court, Case No. 438-235; entitled City and County of San Francisco, et al. v. A. Ruiz Construction & Associates, et al. (City Attorney)

Enacted Number: 137-07

FINALLY PASSED

070559 **[Settlement of Lawsuit - Proven Management, Inc.]**

Ordinance authorizing settlement of the lawsuits filed by: (1) the City and County of San Francisco ("the "City") against Proven Management, Inc. ("Proven") on August 01, 2005, in San Francisco Superior Court Case No. CGC 05-443632, entitled, City and County of San Francisco et. al. v. Proven Management, Inc. et. al., and (2) Proven against the City on December 15, 2005, in Tuolumne County Superior Court Case No. 51778, entitled, Proven Management, Inc. v. City and County of San Francisco et. al., with (a) Proven paying the City: $250,000 in damages; reimbursing the City up to $450,000 to administer corrective work; and Proven replacing valve assemblies and correcting numerous items of work on the Baden Pumps Station Project; and completing its contract; and (b) the City increasing Proven's contract amount on the Priest Bypass Project by $700,000 and releasing all contract balances. (City Attorney)

Enacted Number: 139-07

FINALLY PASSED

070598 **[Partial Settlement of Lawsuit - AON Risk Services of New York, Inc.]**

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Aon Risk Services of New York, Inc. for $220,000; San Francisco's causes of action against AON were filed on February 15, 2006, and constitute part of the coordinated proceeding entitled Jail No. 3 Replacement Project Cases, JCCP Case No: 4422, venued in San Mateo Superior Court; other material terms of said settlement are that San Francisco and AON will execute a mutual release, San Francisco will execute and file dismissals of all claims with prejudice, San Francisco and AON will each bear their own fees and costs of suit, AON will provide reasonable cooperation to San Francisco in regards to evidence that San Francisco may need for the case against ACMI and its related entities in the on-going litigation, and the settlement does not constitute an admission of liability regarding any claim. (City Attorney)

Enacted Number: 138-07

FINALLY PASSED

The foregoing items were acted upon by the following vote:
Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the City Operations and Neighborhood Services Committee

070621 [Declaring a public nuisance] Supervisors Dufty, Alioto-Pier

Ordinance amending Article 18 of the San Francisco Public Works Code by adding Section 944 to declare a public nuisance any property located in a underground utility district in which the property owner has refused to comply with an order from the Director of Public Works to install conduits and associated equipment necessary to obtain utility service at a building or structure on the property; amending Section 926 of the Public Works Code to allow the City to recover all costs incurred by the City in connection with abating the public nuisance; amending Sections 900, 915, and 919 through 930 of the Public Works Code consistent with this legislation; and further amending Sections 900, 901, 906, 908 through 911, and 938 of the Public Works Code to make certain technical changes that are necessary to bring those sections up-to-date.

Enacted Number: 140-07

FINALLY PASSED by the following vote:
Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

Recommendation of the Land Use and Economic Development Committee

070217 [Zoning - Interim moratorium on installation of microcell equipment] Supervisors Peskin, Jew, Sandoval, McGoldrick, Maxwell, Daly, Mirkarimi, Ammiano, Dufty, Alioto-Pier, Elsbernd

Urgency Ordinance approving an interim zoning moratorium on installation of microcell equipment for 45 days and making required findings, including findings of consistency with the priority policies of Planning Code Section

101.1 and environmental findings.

Continued to July 31, 2007.

Supervisor Maxwell, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

NEW BUSINESS

Recommendations of the Budget and Finance Committee

070627 [Public Employment] Mayor

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the proposed changes to the Controller (CON), Fine Arts Museum (FAM), and Municipal Transportation Agency (MTA-DPT) staffing by decreasing total staffing by 4.00 positions (0.16 FTE).

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070423 [Contract for the purchase of telecommunications services in excess of $10 Million]

Ordinance approving a contract with AT&T providing for the purchase of a variety of telecommunications services at a cost in excess of $10 million and waiving certain requirements of the Administrative Code with respect to the contract. (Telecommunications and Information Services)

(Fiscal Impact.)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070501 [Adopting Community Choice Aggregation Draft Implementation Plan and Adopting Further Implementation Measures] Supervisors Ammiano, Mirkarimi, Daly, Dufty

Ordinance adopting a Community Choice Aggregation Draft Implementation Plan, establishing key aspects of the Community Choice Aggregation Program, and adopting further implementation measures.

(Fiscal Impact; Economic Impact)

Supervisor Alioto-Pier moved to divide the question relating to "(a) The SFPUC should issue a RFI to solicit input from interested parties regarding the development and implementation of a CCA Program within 20 days of the effective date of the adoption of this ordinance."

Motion to adopt regulations concerning "(a) The SFPUC should issue a RFI to solicit input from interested parties regarding the development and implementation of a CCA Program within 20 days of the effective date of the adoption of this ordinance." passed by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin Sandoval

Supervisor Ammiano, seconded by Supervisor Elsbernd, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Ordinance adopting a Community Choice Aggregation Program Description and Revenue Bond Action Plan and Draft Implementation Plan, establishing key aspects of the Community Choice Aggregation Program, and adopting further implementation measures.

(Fiscal Impact; Economic Impact)

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 2 - Alioto-Pier, Jew

070777 **[Adopting Community Choice Aggregation Governance Structure]** **Supervisors Mirkarimi, Ammiano, Daly**

Ordinance Adopting a Community Choice Aggregation Governance Structure.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070583 **[Authorizing the Municipal Transportation Agency Board of Directors to impose special collections fee to recover actual City collection costs in addition to existing penalties for late** **Mayor**

Ordinance amending Traffic Code Section 131 establishing a special collections fee to recover City collection costs for late citation payments, and authorizing the Municipal Transportation Agency Board of Directors to impose the special collections fee to recover actual City collection costs in

addition to existing penalties for late citation payments.

(Supervisor Daly dissented in committee.)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070601 **[Payment of Criminal Justice Reward]**

Ordinance authorizing payment of a $25,000 reward to John Doe for supplying information leading to the arrest and conviction of Joseph Stevens in the shooting deaths of Dernae Wysinger and Naemon Wysinger. (Mayor)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070585 **[Approving the First Amendment to the Service Agreement and Property Use License for Towing, Storage and Disposal of Abandoned and Illegally Parked Vehicles]** Mayor

Resolution approving the First Amendment to the Service Agreement and Property Use License for Towing, Storage and Disposal of Abandoned and Illegally Parked Vehicles between the San Francisco Municipal Transportation Agency and TEGSCO, LLC, d.b.a. San Francisco AutoReturn.

Enacted Number: 318-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

From the Government Audit and Oversight Committee Without Recommendation

070589 **[Harding Park Golf Course--Fee Increase]** Supervisor McGoldrick

Ordinance amending Section 12.12 of the Park Code to increase fees at the Harding Park golf course by fifteen percent (15%); and to require the Recreation and Park Department to produce a mid-year report on the effect of the increase, and to prepare a three (3) year fiscal viability plan to substantially reduce the General Fund contribution to the golf program.

Supervisor Daly moved to divide the question relating to the regulations concerning raising fees by 15% for residents.

Motion to adopt regulations concerning raising fees by 15% for residents failed by the following vote:

Ayes: 4 - Ammiano, McGoldrick, Mirkarimi, Sandoval

Noes: 7 - Alioto-Pier, Daly, Dufty, Elsbernd, Jew, Maxwell, Peskin

NOT PASSED ON FIRST READING by the following vote:

Ayes: 5 - Ammiano, Daly, McGoldrick, Mirkarimi, Sandoval
Noes: 6 - Alioto-Pier, Dufty, Elsbernd, Jew, Maxwell, Peskin

Recommendations of the Land Use and Economic Development Committee

070133 **[Limiting exemptions from, and clarifying the scope and collection of, the Transit Impact Development Fee]** Supervisor McGoldrick

Ordinance (1) amending Chapter 38 of the Administrative Code by (a) amending Sections 38.1 and 38.3, and adding a new Section 38.3-1 to limit the exemption from the current Transit Impact Development Fee (TIDF) for projects for which an application for environmental review or a categorical exemption was submitted on or before April 1, 2004, to instances in which a building or site permit is issued on or before September 4, 2008 and requiring that such exempt projects that would otherwise have been subject to the former TIDF pay a fee on new office space only equivalent to the amount that would have been due under the former TIDF ordinance; (b) amending Section 38.1 to clarify the definitions of "Gross Floor Area" and "Retail/Entertainment;" (c) amending Section 38.3 to correct an unintended exclusion for art spaces; (d) amending Section 38.5 to specify that the TIDF due for a project is based on the fee in effect on the date of payment; and (e) amending Section 38.6 to clarify the circumstances in which a credit for prior eliminated uses is available and make clear that any credit against the amount of the TIDF based on prior use cannot exceed the amount of the TIDF due; and (2) making environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Jew

070178 **[Street encroachment for Little Saigon neighborhood entrance at Larkin and Eddy Streets]** Supervisor Daly

Ordinance granting revocable permission to the Vietnamese Elderly Mutual Assistance Association to occupy a portion of the public right-of-way to construct sidewalk bulb-outs with two (2) 24" x 31" concrete and granite pillars at the northeast and northwest corners of Larkin and Eddy Streets to mark the entry to the Little Saigon neighborhood; waiving permit and right-of-way occupancy assessment fees and General Plan Referral fees; deleting two parking meter zones on Larkin Street to accommodate the encroachment; and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070564 **[Parking Regulations]** Supervisor Elsbernd

Resolution enacting and rescinding parking regulations at various locations.

NO PARKING ANYTIME - ESTABLISH
Eucalyptus Drive, south side, from the Junipero Serra Boulevard Service Road to 33 feet westerly.

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Vicente Street, south side, from Portola Drive to 49 feet westerly; and, (Parking and Traffic Department)

(4/24/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3349)

Supervisor Elsbernd requested to be added as the sponsor.

Supervisor **Elsbernd**, seconded by Supervisor **Maxwell**, moved that this **Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried** by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

From the Rules Committee Without Recommendation

070759 **[Appointment, Recreation and Park Commission - Michael Sullivan]** Mayor

Motion approving the Mayor's appointment of Michael Sullivan to the Recreation and Park Commission, for the term ending June 27, 2010.

(Charter Section 3.100-17 provides that the Board of Supervisors has the authority to reject the appointment by two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to reject the appointment by two-thirds vote within the thirty day period shall result in the appointee continuing to serve as appointed. Transmittal date - May 16, 2007.)

Enacted Number: M07-71

APPROVED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell,

McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

Supervisor Ammiano welcomed, introduced, and presented a Certificate of Honor to Acting Superintendent of the San Francisco Unified School District, Gwen Chan, in recognition of her retirement and outstanding service to the City and County of San Francisco.

Supervisor Jew was noted absent at 4:04 p.m.

SPECIAL ORDER 4:00 P.M.

Supervisors Daly and Dufty were previously excused from voting on the following Files Nos. 070560, 070561, 070562, and 070563.

070560 **[Public Hearing - Appeal of Final Environmental Impact Report for Market and Octavia Neighborhood Plan]**

Hearing of persons interested in or objecting to the Planning Commission's April 5, 2007, certification of a Final Environmental Impact Report identified as Planning File No. 2003.0347E, through its Motion No. 17406, for a proposed Market and Octavia Plan, amendments to the San Francisco Planning Code and Zoning Maps, amendments to the San Francisco General Plan, adoption of Urban Design Guidelines, and amendments to the Western Addition A-2 Redevelopment Plan. The Plan area is generally located to the West of the City's Downtown area and includes portions of Civic Center, Hayes Valley, Western Addition, South of Market, Inner Mission, the Castro, Duboce Triangle, Eureka Valley, and Upper Market Neighborhoods of San Francisco. (Appellants: Martin Hamilton on behalf of New College of California, F. Joseph Butler on behalf of the San Francisco Preservation Consortium and Mary Miles representing the Coalition for Adequate Review.)

(Date Filed: 4/25/07; companion measure to Files 060561, 060562, 060563.)

The President inquired as to whether or not any member of the public wished to address the Board.

Mary Miles, Attorney for the Coalition for Adequate Review Appellant

Stephen Williams; Attorney for the Appellant

Cynthia Servetnick, Representative for the Appellant (New College)

Female speaker; support of appellants

Rob Anderson; support of appellants

Francisco Rivera; support of appellants

Salem McFarreh; support of appellants

Hiroshi Fulcuda; support of appellants

Lavaghn Tabek; support of appellants

Peter Parashis; support of appellants

Allen Martinez; support of appellants

Peter Lewis; support of appellants

Vincent Marsh; support of appellants

Public Hearing was continued to June 19, 2007 at 3:00 p.m.

Supervisor Mirkarimi, seconded by Supervisor Elsbernd, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Jew
Excused: 2 - Daly, Dufty

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Final Environmental Impact Report described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

070561 [Affirming certification of Market and Octavia Area Plan FEIR]

Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the Market and Octavia Area Plan.

Continued to June 19, 2007 at 3:00 p.m.

Supervisor Mirkarimi, seconded by Supervisor Elsbernd, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Jew
Excused: 2 - Daly, Dufty

070562 [Disapproving certification of Market and Octavia Area Plan FEIR]

Motion disapproving the certification by the Planning Commission of the Final Environmental Impact Report for Market and Octavia Area Plan.

Continued to June 19, 2007 at 3:00 p.m.

Supervisor Mirkarimi, seconded by Supervisor Elsbernd, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Jew
Excused: 2 - Daly, Dufty

070563 [Preparation of findings to disapprove certification of the Market and Octavia Area Plan FEIR]

Motion directing the Clerk of the Board to prepare findings disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the Market and Octavia Area Plan FEIR.

Continued to June 19, 2007 at 3:00 p.m.

CONTINUED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Jew
Excused: 2 - Daly, Dufty

Appointment of President Pro Tempore

At the request of the President, Supervisor Sandoval assumed the Chair . The President resumed the Chair shortly thereafter.

COMMITTEE REPORTS

070641 [Gift to City of travel from Chamber of Commerce for 2007 CityTrip] Supervisor Peskin

Resolution accepting a gift of airfare, accommodations and conference fees valued in an amount of $16,800 from the San Francisco Chamber of Commerce for four City officials or employees to join the Chamber on its 2007 CityTrip to Boston.

Enacted Number: 320-07

ADOPTED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Noes: 2 - Daly, Sandoval

070618 [Job-Share Program for Legislative Aides] Supervisor Alioto-Pier

Motion approving a job-share program for the Board of Supervisors' legislative aides and directing the Clerk of the Board to take the necessary steps to implement the job-share program.

Enacted Number: M07-70

APPROVED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

Abdullah Megaheed; expressed concern with issues relating to the homeless

Male speaker; expressed concern with issues relating to various San Francisco matters

James Chaffee; expressed concern with issues relating to the San Francisco Public Library

Peter von Wiegandt; opposed Item 58 relating to the taxicab companies and not increasing the number of long-term leases of medallions

Wilma Ping; informed the Board of the Dragon Boat Festival

Walter; showed interest in various issues relating to San Francisco matters

Joe Brenner; support of Item 50 relating to safeguarding State and Local Governance in Trade Resolution

Eugene Gordon Jr.; expressed concern with issues relating to the violations of human rights

Male speaker; expressed concern with issues relating to energy, transportation and equestrian transportation

Bruce Ellison; showed an interest in health care for the homeless

Charles Rathborn; opposed to Item 58 relating to the taxicab companies and not increasing the number of long-term leases of medallions

Male speaker; expressed concern with issues relating to conditions in prisons

Robert Bustamante; expressed concern with issues relating to the Living

Wage Law

Female speaker; support of Item 52 endorsing Assembly Bill 364 relating to patients being informed of their legal rights to advocacy and patient rights services

Bill Shields; support of Item 52 endorsing Assembly Bill 364 relating to patients being informed of their legal rights to advocacy and patient rights services

Male speaker; expressed issues with the press presence in the halls of City Hall; financial issues at SFGH and supported mobbing legislation

Dr. Porter; expressed concern with issues relating to environmental and toxics in the Bay View Hunters Point area

Patricia Bowden; expressed concern with issues relating to the awareness of the Cow Hallow organization and its members

Mark Blumberg; opposed to Item 58 relating to the taxicab companies and not increasing the number of long-term leases of medallions

Blake Darby; opposed to Item 58 relating to the taxicab companies and not increasing the number of long-term leases of medallions

Michael Patrales; support of Item 57 relating to condemning of government sanctioned violence at the Russian LGBT May 27th demonstration

James Cancini; support of Item 52 endorsing Assembly Bill 364 relating to patients being informed of their legal rights to advocacy and patient rights services

Francisco Da Costa; expressed concern with issues relating to toxic and evironmental conditions in the Bayview Hunter Point area

Dave Synder; opposed to Item 58 relating to the taxicab companies and not increasing the number of long-term leases of medallions

Appointment of President Pro Tempore

At the request of the President, Supervisor Elsbernd assumed the Chair.

The President resumed the Chair shortly thereafter.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

070855 **[Safeguarding State and Local Governance in Trade Resolution]** **Supervisor Mirkarimi**

Resolution respectfully urging Congress to safeguard domestic regulatory

authority and policy space by rejecting any request for renewal of Fast Track Trade Authority, and to create a democratic, inclusive trade negotiating process that includes meaningful consultation with state and local governments and civil society groups.

Enacted Number: 323-07
ADOPTED

070856 [Employee Free Choice Act] Supervisor Mirkarimi

Resolution in support of the Employee Free Choice Act which would authorize the National Labor Relations Board to certify a union as the bargaining representative when a majority of employees voluntarily sign authorizations designating that union to represent them; provide for first contract mediation and arbitration; and establish meaningful penalties for violations of a worker's freedom to choose a union.

Enacted Number: 322-07
ADOPTED

070857 [Endorsing AB 364] Supervisor Mirkarimi

Resolution endorsing Assembly Bill 364: the State of California's effort to ensure that all patients in hospitals, nursing homes and supervised nursing facilities are informed of their legal rights related to advocacy and patients rights services, as well as information regarding health and supportive services following hospitalization.

Enacted Number: 324-07
ADOPTED

070858 [Approval of Guiding Principles for Determining the Future of Midtown Park Apartments (1415 Scott Street, San Francisco)] Supervisor Mirkarimi

Resolution approving the principles that will guide the City and Midtown Park Apartments' residents in formulating a long-term ownership structure and development plan for Midtown Park Apartments, a 140-unit residential development owned by the City and County of San Francisco.

Enacted Number: 325-07
ADOPTED

070859 [Commending the Churches of Saint Paulus Lutheran and Saint John Coltrane] Supervisor Mirkarimi

Resolution commending Saint Paulus Lutheran Church on its rebirth as a church without walls and commending Saint John Coltrane African Orthodox Church for its hospitality in providing worship space for the congregants of St. Paulus.

Enacted 326-07

Number:
ADOPTED

070860 [Accept-Expend State Grant - Criminal Restitution Compact] Supervisor Mirkarimi

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to contract for, accept and expend up to $177,077 allocated from the California Victim Compensation and Government Claims Board for a project entitled the Criminal Restitution Compact for the period of July 1, 2007 through June 30, 2009.

Enacted 327-07
Number:
ADOPTED

070861 [Authorizing the Planning Department to apply for a Workforce Housing Reward Program Grant] Supervisor Ammiano

Resolution authorizing the Planning Department to apply for a Workforce Housing Reward Program Grant.

Enacted 328-07
Number:
ADOPTED

070862 [Condemning Government Sanctioned Violence at the Russian LGBT community's May 27th demonstration in Moscow, and Urging the Kremlin and Mayor Yuri Luzkhov to Foster a Culture of Tolerance Supervisors Ammiano, Dufty

Resolution condemning the government sanctioned violence at the Russian LGBT community's May 27th demonstration in Moscow, and urging the Kremlin and Moscow Mayor Yuri Luzkhov to work toward fostering a culture of tolerance toward the LGBT community in Russian society.

Supervisor Dufty requested to be added as a co-sponsor.

Enacted 336-07
Number:
ADOPTED

070865 [Support for an Open Voting System] Supervisor Ammiano

Resolution supporting an investigation into the feasibility of an Open Source voting system in the City of San Francisco which could be funded wholly or in part by grant funds with the support of the Department of Elections staff, and declaring that the City is open to participating in grant applications.

Enacted 330-07
Number:
ADOPTED

070866 [Supporting the Breast Cancer Protection Act of 2007] Supervisors Alioto-Pier, Dufty

Resolution supporting the Breast Cancer Patient Protection Act of 2007.

Enacted Number: 331-07
ADOPTED

070867 [Leavenworth and O'Farrell Streets Traffic Calming] Supervisor Daly

Resolution urging the Department of Parking and Traffic (DPT) and Police Department to adopt traffic calming measures at the intersection of Leavenworth and O'Farrell.

Enacted Number: 332-07
ADOPTED

070868 [Disaster Relief Funding] Supervisor Alioto-Pier

Resolution amending all prior Public Assistance, Hazard Mitigation, or Pre-Disaster Mitigation resolutions or any previous legislation pertaining to Public Law 93-288 as amended by the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988 and/or the California Disaster Assistance Act to reflect the department's name change to the Department of Emergency Management and authorizing designated City and County officials to execute and file on behalf of the City and County of San Francisco, a public entity established under the laws of the State of California, any applications necessary for the purpose of obtaining financial assistance.

Enacted Number: 333-07
ADOPTED

070869 [Homeland Security Grants] Supervisor Alioto-Pier

Resolution authorizing designated City and County officials to execute and file on behalf of the City and County of San Francisco, a public entity established under the laws of the State of California, any actions necessary for the purpose of obtaining federal financial assistance provided by the federal Department of Homeland Security and sub-granted through the State of California under the FY 07 State Homeland Security Program (SHSP) grant, the FY 07 Urban Areas Security Initiative (UASI) grant, the FY 07 Law Enforcement Terrorism Prevention Program (LETPP) grant, the FY 07 Metropolitan Medical Response System (MMRS) grant, the FY 07 Citizen Corps Program (CCP) grant, the FY 07 Buffer Zone Protection Program (BZPP) grant or any other federally funded grant program and Public Law 107-206.

Enacted Number: 334-07
ADOPTED

070870 [Resolution indicating that the City and County of San Francisco's top Budget Priority is ensuring that HIV/AIDS programs are fully funded despite the lack of support from the Federal Supervisors Dufty, Ammiano, Peskin, Mirkarimi

Resolution indicating that the City and County of San Francisco's top Budget Priority is ensuring that HIV/AIDS programs are fully funded despite the lack of support from the Federal Government.

Enacted Number: 335-07
ADOPTED

070795 [Final Map - 845 Montgomery Street]
Motion approving Final Map 3995, a 14 Unit Mixed-Use Condominium Project, located at 845 Montgomery Street being a subdivision of Lot 029 in Assessors Block No. 0176 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,859; District 3)

Enacted Number: M07-69
APPROVED

070796 [Final Map - 1234 Howard Street]
Motion approving Final Map 4364, a 18 Unit Residential Condominium Project, located at 1234 Howard Street being a subdivision of Lot 014 in Assessors Block No. 3728 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,861; District 6)

Enacted Number: M07-68
APPROVED

070797 [Final Map - 3065 Clay Street]
Motion approving Final Map 3608, a 13 Unit Residential Condominium Project, located at 3065 Clay Street being a subdivision of Lots 033 - 044 in Assessors Block No. 1005 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No.176,842; District 2)

Enacted Number: M07-67
APPROVED

070798 [Final Map - 601 King Street / 830 7th Street]
Motion approving Final Map 3289, a 224 Residential Unit and 2 Commercial Unit Mixed-Use Condominium Project, located at 601 King Street / 830 7th Street being a subdivision of Lot 001, 002 in Assessors Block No. 3800 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,837; District 6)

Enacted Number: M07-66
APPROVED

070799 [Final Map - 300 Spear Street]

Motion approving Final Map 3683, a 826 Unit Residential and Commercial Mixed-Use Condominium Project, located at 300 Spear Street being a subdivision of Lot 001 in Assessors Block No. 3745 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,868; District 6)

Enacted Number: M07-65
APPROVED

070835 [Final Map - 1300 Eddy Street]

Motion approving Final Map 3610, a 30 Lot Subdivision Project, located at 1300 Eddy Street being a subdivision of Lot 002 in Assessors Block No. 0733 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,882; District No. 5)

Enacted Number: M07-64
APPROVED

070837 [Final Map - 399 Fremont Street]

Motion approving Final Map 4181, a 432 Unit Residential Condominium Project, located at 399 Fremont Street being a subdivision of Lot 001E, 002, 006 in Assessors Block No. 3747 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,886; District No. 6)

Enacted Number: M07-63
APPROVED

070804 [Committee of the Whole - Health service reductions (Beilenson Hearing) June 19, 2007 at 3:30 p.m.] Supervisor Peskin

Motion scheduling the Board to sit as a Committee of the Whole to consider health service reductions (Beilenson Hearing), to be held on June 19, 2007 at 3:30 p.m.

Enacted Number: M07-72

APPROVED

The foregoing items were acted upon by the following vote:
Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Jew

Severed from Adoption without Committee Reference

Supervisor Ammiano requested that this matter be severed so that it might be considered separately.

070864 **[Commending Gwen Chan for her service to the City in her capacity as acting Superintendent of the San Francisco Unified School District]** **Supervisors Ammiano, Elsbernd, Dufty**

Resolution commending Gwen Chan for her service to the City in her capacity as acting Superintendent of the San Francisco Unified School District.

Supervisor Elsbernd requested to be added as a co-sponsor.

Enacted Number: 319-07

ADOPTED by the following vote:
Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 2 - Daly, Jew

Supervisor Maxwell requested that this matter be severed so that it might be considered separately.

070754 **[Urging environmental analysis of water supply alternatives that will not increase diversions of freshwater from the Tuolumne River and urging active implementation of conservation and** **Supervisors Maxwell, Peskin, McGoldrick, Mirkarimi, Ammiano**

Resolution urging the San Francisco Planning Department to fully analyze a water supply alternative in the Program Environmental Impact Report that will not result in increased diversions of freshwater from the Tuolumne River and urging the San Francisco Public Utilities Commission to undertake and implement water conservation and recycled water programs.

Supervisor Maxwell, seconded by Supervisor Dufty, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:
Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Jew

Resolution urging the San Francisco Planning Department to fully analyze a water supply alternative in the Program Environmental Impact Report that

will not result in increased diversions of freshwater from the Tuoumne River and urging the San Francisco Public Utilities Commission to undertake and implement water conservation and recycled water programs.

ADOPTED AS AMENDED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Jew

Supervisor Ammiano requested that this matter be severed so that it might be considered separately.

070863 **[Urging Taxicab companies not to increase the number of long-term leases of medallions]** Supervisor Ammiano

Resolution urging taxicab companies not to increase the number of long-term leases of taxicab medallions or taxicabs in their fleets, urging the Taxi Commission to strictly enforce Ordinances and Regulations requiring Proposition K medallion holders to drive the taxicab permitted under their medallion and providing that the Board of Supervisors shall consider regulation of long-term leasing.

Supervisor Ammiano requested that this matter be referred to Committee.

REFERRED.

Supervisor Elsbernd requested that this matter be severed so that it might be considered separately.

070836 **[Final Map - 445-701 Wawona Street]**

Motion approving Final Map 4184, a 8 Lot Subdivision Project, located at 445-701 Wawona Street being a subdivision of Lot 008 in Assessors Block No. 2540 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,885; District No. 7)

Continued to June 19, 2007.

CONTINUED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Jew

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

070884 [Reorganization of the Family Violence Council to concentrate on child abuse and elder abuse in addition to domestic violence] Mayor, Supervisors Maxwell, Alioto-Pier

Ordinance amending Article XIX of the San Francisco Administrative Code to change the focus of the Family Violence Council to include child abuse and senior/adult dependent abuse in addition to domestic violence; reducing the membership of the Council's steering committee from ten members to three members (the three co-chairs of the Council); reducing the membership of the Council from 45 members (35 of whom are selected by the Steering Committee and 10 of whom are specified public officials or directors of nonprofit agencies, or their designees) to 19 members (17 required members who are specified public officials or directors of nonprofit agencies, or their designees, and 2 of whom are optional, at-large members appointed by the Steering Committee); eliminating the advisory committee to the Council and assigning the duties currently performed by the advisory committee to the Council as a whole; and deleting that portion of the Ordinance that allows the Council to establish an Interagency Domestic Violence Death Review Team.

Resolutions

070863 [Urging Taxicab companies not to increase the number of long-term leases of medallions] Supervisor Ammiano

Resolution urging taxicab companies not to increase the number of long-term leases of taxicab medallions or taxicabs in their fleets, urging the Taxi Commission to strictly enforce Ordinances and Regulations requiring Proposition K medallion holders to drive the taxicab permitted under their medallion and providing that the Board of Supervisors shall consider regulation of long-term leasing.

6/5/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

6/12/07, REFERRED. Supervisor Ammiano requested that this matter be referred to Committee.

070883 [Outreach Advertising] Supervisor Dufty

Resolution designating The Bay Area Reporter and The Bay Times to be the outreach newspapers
of the City and County of San Francisco for the Lesbian, Gay, Bisexual, Transgender
Community, to provide outreach advertising services from July 1, 2007 through June 30, 2008.

6/12/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070885 [Proposition J Contract/Certification of specified contracted-out services for Department of Elections] Mayor

Resolution concurring with the Controller's certification that services can be performed by private contractor for a lower cost than similar work performed by City and County employees for absentee voter ballot distribution services for Department of Elections.

6/12/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070886 [Proposition J Contract/Certification of specified Mayor contracted-out services previously approved for Juvenile Probation]

Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees for shelter and intake services at the Department of Juvenile Probation

6/13/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070887 [Proposition J Contract/Certification of specified Mayor contracted-out services for Recreation and Park]

Resolution concurring with the Controller's certification that services can be performed by private contractor for a lower cost than similar work performed by City and County employees for golf course maintenance services at the Department of Recreation and Parks.

6/12/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070888 [Jurisdictional transfer of property from DPW to Mayor HSA]

Resolution transferring jurisdiction of certain real property located at 1 Cashmere Street (Assessors Block 4720, Lot 7; the Sojourner Truth Child Care Center), 200 Cashmere Street (Assessors Block 4710, Lot 6; the MLK Nursery School), 100 Whitney Young Circle (Assessors Block 4711, Lot 6; the Earl P. Mills Community Center), and 1030 Oakdale Avenue (Assessors Block 4714, Lot 7; the Captain William Sorey Nursery School), from the Department of Public Works to the Human Services Agency.

6/12/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070889 [Grant funds to support the California School Health Association project] Supervisor Sandoval

Resolution authorizing the San Francisco Department of Public Health (DPH), to retroactively accept and expend grant funds in the amount of $23,423 from the San Francisco Public Health Foundation to partially pay the salary and fringe benefits for an Assistant Health Educator to work at the Balboa Teen Health Center and to support the California School Health Association project; for the period of March 1, 2007 through June 30, 2008.

6/12/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070891 [Grant to fund a project through the HIV Epidemiology Section of the Department of Public Health] Supervisor Ammiano

Resolution authorizing the San Francisco Department of Public Health (DPH), to retroactively accept and expend a grant in the amount of $19,601 from the Global Fund to Fight AIDS, Tuberculosis and Malaria through the Regents of the University of California to fund the Triangulation Resource Guide, and to enter into an agreement for the use of these funds; for the period of September 1, 2006 through June 3, 2007.

6/12/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070892 **[Directing City Staff to report on actions to restrict Bisphenol-A in children's products]** **Supervisor Alioto-Pier**

Resolution directing San Francisco's Department of Health and Department of the Environment to submit a report with recommendations on potential actions that can be adopted to address risks to public health from exposure to Bisphenol-A and to base that report on the findings of a National Institute of Health review panel along with the concerns of representatives of the scientific and children's health communities.

6/12/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070893 **[Commending Thomas E. Margro]** **Supervisor Peskin**

Resolution commending Thomas E. Margro, General Manager of BART.

6/12/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070894 **[Private Security Officers]** **Supervisors Peskin, Elsbernd**

Resolution encouraging security contractors and building owners to come to the bargaining table with the single purpose to improve industry standards by providing adequate training and increased wages and benefits for private security officers.

6/12/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070895 **[State grant to support environmental health through the Weights and Measures program]** **Supervisor Mirkarimi**

Resolution authorizing the San Francisco Department of Public Health (DPH) to retroactively accept and expend a grant in the amount of $8,250 from the California Department of Food and Agriculture (CDFA) supporting two programs, the Petroleum Products Compliance Program and the Weighmaster Enforcement Program; for the period of July 1, 2007 through June 30, 2008.

6/12/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070896 **[Support "It's OUR Healthcare" principles]** **Supervisor Mirkarimi**

Resolution in support of the joint Labor and "It's OUR Healthcare" principles developed by a coalition of community, clergy, labor and healthcare organizations and supporting those principles as a means to achieving affordable, quality health care for all working Californians.

6/12/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070897 [State grants to support environmental health projects] Supervisor Maxwell

Resolution authorizing the San Francisco Department of Public Health (DPH) to retroactively accept and expend two grants totaling $4,948.18, one from the California Department of Food and Agriculture (CDFA) and one from the California Department of Pesticide Regulation (CDPR); for the period of July 1, 2007 through June 30, 2008.

6/12/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070898 [Zoning - Extension of Planning Commission review period] Supervisor Maxwell

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the San Francisco Planning Code by amending Section 319.2 and 319.3 of the Visitation Valley Community Facilities and Infrastructure Fee and Fund ordinance to set a lower fee level of $3.00 per square foot for principally permitted projects that do not require material General Plan, Planning Code or Zoning Map amendments.

6/12/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070899 [Extending the Asthma Task Force Membership to June 30, 2008] Supervisor Maxwell

Resolution extending the Asthma Task Force Membership to June 30, 2008.

6/12/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070900 [Urging the City College of San Francisco Registered Nursing Program to adopt a residency requirement] Supervisors Mirkarimi, Elsbernd

Resolution urging that the City College of San Francisco Registered Nursing Program petition the Board of Governors pursuant to Education Code 78032 (a)(3) to allow the adoption of a residency requirement giving preferential admission to San Francisco residents.

6/12/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests For Hearings

070881 [Hunters Point Shipyard environmental and health impact of redevelopment] Supervisor Daly

Hearing on Lennar Corporation's redevelopment of the Hunters Point Shipyard and its environmental and health impact on the Bay View Hunters Point community.

6/12/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

070882 [Resource Conservation Ordinance 2006 annual Supervisor McGoldrick report]

Hearing on the 2006 annual report on the Resource Conservation Ordinance.

6/12/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

PROPOSED RESOLUTIONS

070788 [Amendment to Contract with Geomatrix Consultants, Inc.]

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute an amendment to the contract with Geomatrix Consultants, Inc. to extend the term through June 30, 2008, to modify the scope of services, and to increase the contract by an amount not to exceed $180,000 for a new total amount not to exceed $1,277,000 for environmental consulting services. (Treasure Island Development Authority)

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070793 [Lease of Real Property at 3801 Third Street, Suite 600]

Resolution authorizing the lease of 10,740 square feet of space at 3801 Third Street, Suite 600, for the San Francisco Public Utilities Commission (SFPUC), Wastewater Collection System Division. (Real Estate Department)

(Fiscal Impact.)

6/4/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070830 [Official Advertising - Type 1 consecutive-day official advertising]

Resolution designating the Examiner as the official newspaper of the City and County of San Francisco for the category of Type 1 consecutive-day official advertising, from July 1, 2007 through June 30, 2008. (Office of Contract Administration)

6/4/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070831 [Official Advertising - Type 2 non-consecutive day official advertising]

Resolution designating the Examiner to be the official newspaper of the City and County of San Francisco for the category of Type 2 non-consecutive day official advertising, from July 1, 2007 through June 30, 2008. (Office of Contract Administration)

6/4/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070832 [Outreach Advertising - Outreach newspapers]

Resolution designating El Reportero to be the outreach newspaper of the City and County of San Francisco for the Hispanic community; San Francisco

Bay View to be the outreach newspaper of the City and County of San Francisco for the African American community; and, the Asian Week to be the outreach newspaper of the City and County of San Francisco for the Chinese Community, to provide outreach advertising services from July 1, 2007 through June 30, 2008. (Office of Contract Administration)

6/4/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

Requests Granted

From: Supervisor Mirkarimi
To: Director, Municipal Transportation Agency

Requesting/Inquiring: Requesting the Municipal Transportation Agency to report on the feasibility of improving the visibility of the westbound handicap ramp at Second Avenue and Irving Street, primarily for night vision.

From: Supervisor Mirkarimi
To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of removing graffiti on the parking signs located on both sides of the street (unless otherwise noted), at the following locations:

- *17 th between Belvedere and Cole*
- *Alma between Cole and Belvedere*
- *Waller between Clayton and Stanyan (mostly the black frames)*
- *Clayton between Haight and Frederick*
- *Cole between Haight and Frederick*
- *Belvedere between Waller and Frederick*
- *Shrader between Haight and Waller*
- *Waller between Stanyan and Frederick*
- *Hayes between Baker and Divisadero*
- *Broderick between Oak and Golden Gate*
- *Grove between Fillmore and Webster*
- *Grove between Buchanan and Laguna (mostly the black frames)*

From: Supervisor Mirkarimi
To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of removing graffiti from DPT property at the following locations:

- *"Prevent Runaway Cars" sign at 975 Grove*
- *"Shrader" Street sign at the northwest corner of Page and Shrader*
- *"STOP" sign – Southeast corner of Broderick and Golden Gate (and pole)*
- *"STOP" sign – Northwest corner of Pierce and Fulton*
- *Pedestrian Crossing Signal at the all four corners of Fulton and Broderick (plus stickers)*

From: Supervisor Mirkarimi
To: Director, Public Utilities Commission

Requesting/Inquiring: Requesting the Public Utilities Commission to report on

the status of removing graffiti at the following locations:

- *Northeast corner of Waller and Ashbury*
- *975 Grove Street*
- *Southeast corner of Grove and Fillmore*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from news stands at the following locations: Southwest corner of Hayes and Broderick (Chronicle). Southwest corner of Hayes and Broderick (Learning Annex).

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from mailboxes and garbage cans at the following locations: Northeast corner of Golden Gate and Pierce (Mailboxes) and the Southwest corner of Waller and Downey (Garbage Cans).

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing the graffiti from the following locations: Southwest corner of Hayes and Cole and the Southeast corner of Broderick and McAllister (Phone Switch Boxes).

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property at the following locations:

Southeast corner of Cole and Frederick and the Northeast corner of Hayes and Broderick (Emergency Boxes).

In Memoriams

Joseph Patrick Driscoll - Entire Board

Hughes de la Plaza - Supervisor Mirkarimi

Lucille Meyer - Supervisor Peskin

ADJOURNMENT

There being no further business the Board adjourned at the hour of 5:25 p.m.

Angela Calvillo, Clerk of the Board

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 17, 2007.

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee. Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4)standing in the Legislative Chamber. Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer. THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383For information, call (415) 554-5184. Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 554-4188.

翻譯：必須在會議前最少四十八小時提出要求
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Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.
The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, N and T (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.
There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.
In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees

at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

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Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

City and County of San Francisco
Board of Supervisors

June 19, 2007

City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

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MEETING MINUTES

Tuesday, June 19, 2007
2:00 PM
Legislative Chamber - Second Floor
Regular Meeting

Board of Supervisors

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Members Present: *Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Ed Jew, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.*

Members Excused: *None.*
Members Absent: *None.*

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:02 p.m. On the call of the roll Supervisor Daly was noted absent.

There was a quorum.

Supervisor Daly was noted present at 2:07 p.m.

APPROVAL OF MEETING MINUTES

Supervisor Ammiano, seconded by Supervisor Mirkarimi, moved to approve the Board Meeting Minutes of May 15, 2007 and May 16, 2007, a Special Board of Supervisors Meeting of the Budget and Finance Committee. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

070627 **[Public Employment]** **Mayor**

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the proposed changes to the Controller (CON), Fine Arts Museum (FAM), and Municipal Transportation Agency (MTA-DPT) staffing by decreasing total staffing by 4.00 positions (0.16 FTE).

Enacted Number: 134-07
FINALLY PASSED

070423 **[Contract for the purchase of telecommunications services in excess of $10 Million]**

Ordinance approving a contract with AT&T providing for the purchase of a variety of telecommunications services at a cost in excess of $10 million and waiving certain requirements of the Administrative Code with respect to the contract. (Telecommunications and Information Services)

(Fiscal Impact.)

Enacted Number: 145-07
FINALLY PASSED

070583 [Authorizing the Municipal Transportation Agency Board of Directors to impose special collections fee to recover actual City collection costs in addition to existing penalties for late] Mayor

Ordinance amending Traffic Code Section 131 establishing a special collections fee to recover City collection costs for late citation payments, and authorizing the Municipal Transportation Agency Board of Directors to impose the special collections fee to recover actual City collection costs in addition to existing penalties for late citation payments.

(Supervisor Daly dissented in committee.)

Enacted Number: 143-07
FINALLY PASSED

070601 [Payment of Criminal Justice Reward]

Ordinance authorizing payment of a $25,000 reward to John Doe for supplying information leading to the arrest and conviction of Joseph Stevens in the shooting deaths of Dernae Wysinger and Naemon Wysinger. (Mayor)

Enacted Number: 141-07
FINALLY PASSED

Recommendation of the Land Use and Economic Development Committee

070178 [Street encroachment for Little Saigon neighborhood entrance at Larkin and Eddy Streets] Supervisor Daly

Ordinance granting revocable permission to the Vietnamese Elderly Mutual Assistance Association to occupy a portion of the public right-of-way to construct sidewalk bulb-outs with two (2) 24" x 31" concrete and granite pillars at the northeast and northwest corners of Larkin and Eddy Streets to mark the entry to the Little Saigon neighborhood; waiving permit and right-of-way occupancy assessment fees and General Plan Referral fees; deleting two parking meter zones on Larkin Street to accommodate the encroachment; and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.

Enacted Number: 142-07
FINALLY PASSED

Recommendation of the Rules Committee

070794 [Appointment - San Francisco Health Authority]
Resolution appointing Grant Davies, term ending January 15, 2009, to the San Francisco Health Authority; residency requirement waived.

Grant Davies, succeeding John Williams, term expired, seat 4, must be Senior Manager of St. Luke's Hospital, for the unexpired portion of a three-year term ending January 15, 2009.

Enacted Number: 337-07
ADOPTED

The foregoing items were acted upon by the following vote:
Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

070501 [Adopting Community Choice Aggregation Draft Implementation Plan and Adopting Further Implementation Measures] Supervisors Ammiano, Mirkarimi, Daly, Dufty
Ordinance adopting a Community Choice Aggregation Program Description and Revenue Bond Action Plan and Draft Implementation Plan, establishing key aspects of the Community Choice Aggregation Program, and adopting further implementation measures.

(Fiscal Impact; Economic Impact)

Supervisor Alioto-Pier moved to divide the question relating to "(a) The SFPUC should issue a RFI to solicit input from interested parties regarding the development and implementation of a CCA Program within 20 days of the effective date of the adoption of this ordinance."

Motion to adopt regulations concerning "(a) The SFPUC should issue a RFI to solicit input from interested parties regarding the development and implementation of a CCA Program within 20 days of the effective date of the adoption of this ordinance" passed by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Enacted Number: 147-07

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 2 - Alioto-Pier, Jew

070777 **[Adopting Community Choice Aggregation Governance Structure]** Supervisors Mirkarimi, Ammiano, Daly

Ordinance Adopting a Community Choice Aggregation Governance Structure.

Enacted Number: 146-07

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendation of the Land Use and Economic Development Committee

070133 **[Limiting exemptions from, and clarifying the scope and collection of, the Transit Impact Development Fee]** Supervisor McGoldrick

Ordinance (1) amending Chapter 38 of the Administrative Code by (a) amending Sections 38.1 and 38.3, and adding a new Section 38.3-1 to limit the exemption from the current Transit Impact Development Fee (TIDF) for projects for which an application for environmental review or a categorical exemption was submitted on or before April 1, 2004, to instances in which a building or site permit is issued on or before September 4, 2008 and requiring that such exempt projects that would otherwise have been subject to the former TIDF pay a fee on new office space only equivalent to the amount that would have been due under the former TIDF ordinance; (b) amending Section 38.1 to clarify the definitions of "Gross Floor Area" and "Retail/Entertainment;" (c) amending Section 38.3 to correct an unintended exclusion for art spaces; (d) amending Section 38.5 to specify that the TIDF due for a project is based on the fee in effect on the date of payment; and (e) amending Section 38.6 to clarify the circumstances in which a credit for prior eliminated uses is available and make clear that any credit against the amount of the TIDF based on prior use cannot exceed the amount of the TIDF due; and (2) making environmental findings.

Enacted Number: 144-07

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Jew

NEW BUSINESS

Recommendations of the Government Audit and Oversight Committee

Supervisor Elsbernd Excused From Voting

Supervisor Dufty, seconded by Supervisor Alioto-Pier, moved to excuse Supervisor Elsbernd, at his request, because of possible conflict of interest, from voting. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Elsbernd

070715 [Unrepresented Employees] Mayor, Supervisor McGoldrick

Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and, methods of payment, effective July 1, 2007.

(Fiscal Impact.)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Elsbernd

Supervisor Elsbernd Excused From Voting

Supervisor Dufty, seconded by Supervisor Alioto-Pier, moved to excuse Supervisor Elsbernd, at his request, because of possible conflict of interest, from voting. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Elsbernd

070720 [MOU, Amendment No. 1 - Municipal Executives' Association, AFL-CIO] Mayor

Ordinance adopting and implementing Amendment #1, the agreement that amends the 2006-2009 Memorandum of Understanding between the City and

County of San Francisco and the Municipal Executives' Association, AFL-CIO, relating to Management Training Funds.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Elsbernd

070716 **[MOU, Amendment No. 1 - SEIU, Locals 535, 790 and United Healthcare Workers - West]** Mayor

Ordinance adopting and implementing Amendment #1, the agreement that amends the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Locals 535, 790 and United Healthcare Workers - West, relating to certain wages, hours, and working conditions.

(Fiscal Impact.)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070717 **[MOU, Amendment No. 1 - International Brotherhood of Electrical Workers, Local Union 6, AFL-CIO]** Mayor

Ordinance adopting and implementing Amendment #1, the agreement that amends the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the International Brotherhood of Electrical Workers Local Union 6, AFL-CIO, by amending the parties' agreement with respect to certain wages, hours, and working conditions.

(Fiscal Impact.)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070718 **[MOU, Freight Checkers, Clerical Employees & Helpers, Local 856 (Supervising Registered Nurses, Unit 11.B.)]** Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Freight Checkers, Clerical Employees & Helpers, Local 856 (Supervising Registered Nurses, Unit 11.B.), to be effective July 1, 2007 through June 30, 2011.

(Fiscal Impact.)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070719 [MOU, Amendment No. 1 - Laborers International Union, Local No. 261] Mayor

Ordinance adopting and implementing Amendment #1, the agreement that amends the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Laborers International Union, Local No. 261, by amending the parties' agreement to allocate funds related to programs for Environmental Service Workers.

(Fiscal Impact.)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070721 [MOU, San Francisco Police Officers' Association (SFPOA)] Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (SFPOA), to be effective July 1, 2007 through June 30, 2011.

(Fiscal Impact.)

REFERRED to the Public Safety Committee by the following vote:

Ayes: 7 - Ammiano, Daly, Dufty, Maxwell, Mirkarimi, Peskin, Sandoval
Noes: 4 - Alioto-Pier, Elsbernd, Jew, McGoldrick

070722 [MOU, SEIU, Local 790 Staff & Per Diem Nurses] Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 790 Staff & Per Diem Nurses, to be effective July 1, 2007 through June 30, 2010.

(Fiscal Impact.)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070673 [Contract with Owner's Association for administration/management of Central Market Community Benefit District] Supervisor Daly

Resolution approving an agreement with the nonprofit Owners' Association for administration/management of the property-based business improvement district known as the "Central Market Community Benefit District," pursuant to Section 36651 of the Streets and Highways Code.

Enacted Number: 313-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell,

McGoldrick, Mirkarimi, Peskin, Sandoval

070732 [2500 Block of Mission Street Business Improvement District Annual Reports to the City] Supervisor Ammiano

Resolution regarding 2500 Block of Mission Street Business Improvement District annual reports to the City: modifying the "Authority to Contract" provision of the Resolution establishing the District (Resolution No. 539-05) to require an annual financial report that has been reviewed by a Certified Public Accountant who provides a statement of negative assurance, to change the current requirement for an annual CPA "independent audit" to instead require a CPA independent audit upon request of the City, and authorizing amendment of the District's management contract with the City to conform; and receiving and approving the District's Annual Report for 2005-2006 as submitted pursuant to Section 3.4 of the District's management contract.

Enacted Number: 343-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070733 [Castro/Upper Market Community Benefit District Annual Reports to the City; making assessment formulas the same for all District residential property] Supervisor Dufty

Resolution regarding Castro/Upper Market Community Benefit District annual reports to the City, and making assessment formulas the same for all District residential property: modifying the "Authority to Contract" provision of the Resolution establishing the District (Resolution No. 582-05) to require an annual financial report that has been reviewed by a Certified Public Accountant who provides a statement of negative assurance, to change the current requirement for an annual CPA "independent audit" to instead require a CPA independent audit upon request of the City, and authorizing amendment of the District's management contract with the City to conform; providing that all residential property be assessed by the same lot size and linear frontage formula, receiving and approving the District Assessment Engineer's Report in support, and authorizing conforming amendments and administrative clarifications to the District's management plan and management contract; and receiving and approving the District's Annual Report for 2005-2006 as submitted pursuant to Section 3.4 of the District's management contract.

Enacted Number: 344-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070734 [Fisherman's Wharf Community Benefit District Annual Reports to the City] Supervisor Peskin

Resolution regarding Fisherman's Wharf Community Benefit District annual

reports to the City: modifying the "Authority to Contract" provision of the Resolution establishing the District (Resolution No. 540-05) to require an annual financial report that has been reviewed by a Certified Public Accountant who provides a statement of negative assurance, to change the current requirement for an annual CPA "independent audit" to instead require a CPA independent audit upon request of the City, and authorizing amendment of the District's management contract with the City to conform; and receiving and approving the District's Annual Report for 2005-2006 as submitted pursuant to Section 3.4 of the District's management contract.

Enacted Number: 345-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070735 **[Noe Valley Community Benefit District Annual Reports to the City]** **Supervisor Dufty**

Resolution regarding Noe Valley Community Benefit District annual reports to the City: modifying the "Authority to Contract" provision of the Resolution establishing the District (Resolution No. 583-05) to require an annual financial report that has been reviewed by a Certified Public Accountant who provides a statement of negative assurance, to change the current requirement for an annual CPA "independent audit" to instead require a CPA independent audit upon request of the City, and authorizing amendment of the District's management contract with the City to conform; and receiving and approving the District's Annual Report for 2005-2006 as submitted pursuant to Section 3.4 of the District's management contract.

Enacted Number: 346-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070736 **[North of Market/Tenderloin Community Benefit District Annual Reports to the City]** **Supervisor Daly**

Resolution regarding North of Market/Tenderloin Community Benefit District annual reports to the City: modifying the "Authority to Contract" provision of the Resolution establishing the District (Resolution No. 584-05) to require an annual financial report that has been reviewed by a Certified Public Accountant who provides a statement of negative assurance, to change the current requirement for an annual CPA "independent audit" to instead require a CPA independent audit upon request of the City, and authorizing amendment of the District's management contract with the City to conform; and receiving and approving the District's Annual Report for 2005-2006 as submitted pursuant to Section 3.4 of the District's management contract.

Enacted Number: 347-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070737 **[Union Square Business Improvement District Annual Reports to the City]** Supervisor Peskin

Resolution regarding Union Square Business Improvement District annual reports to the City: modifying the "Authority to Contract" provision of the Resolution renewing the District (Resolution No. 798-03) to require an annual financial report that has been reviewed by a Certified Public Accountant who provides a statement of negative assurance, to change the current requirement for an annual CPA independent audit to instead require a CPA independent audit upon request of the City, to acknowledge that the Mayor's Office of Economic and Workforce Development is the successor to the Mayor's Office of Public Finance and Business Affairs, and authorizing amendment of the District's written agreements (contracts) with the City to conform; and receiving and approving the District's Annual Report for 2005-2006 as submitted pursuant to California Streets and Highways Code 36650.

Enacted Number: 348-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070838 **[Contract with Owners' Association for administration/management of Fisherman's Wharf Portside Community Benefit District]** Supervisor Peskin

Resolution approving an agreement with the nonprofit Owners' Association for administration/management of the business-based business improvement district known as the "Fisherman's Wharf Portside Community Benefit District," pursuant to Section 36651 of the Streets and Highways Code.

Enacted Number: 312-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Rules Committee

070411 **[Requiring the City to give public notice of the termination or expiration of a lease from the School District to the City, when the City has used the leased property in a manner directly** Supervisor Mirkarimi

Ordinance amending the San Francisco Administrative Code by adding Section 23.28, to require the City to give public notice of the termination or expiration of a lease of property from the San Francisco Unified School District to the City, when the City has used the property under the lease in a manner directly serving the public.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell,

McGoldrick, Mirkarimi, Peskin, Sandoval

070130 **[Establishing the Children's Collaborative Task Force]** **Supervisors Alioto-Pier, Ammiano**

Resolution establishing the Children's Collaborative Task Force to 1) promote dialogue among parents, educators, and the public, 2) identify and develop collaborative means to address issues shared by San Francisco's public, private, and parochial schools, and 3) advise the Board of Supervisors on policies to ensure that all children in San Francisco have equal and equitable access to exceptional educational and cultural resources.

Amended on page 4, line 15, by adding "Further Provided, That the Task Force shall establish at least three subcommittees, for private schools, public schools, and parochial schools, respectively, each made up of the task Force members appointed from that sector, which sub-committees shall meet at least quarterly and shall be charged with outreach to schools and the community; and further amended on page 2, line 16, after "Public School Representation" by replacing "six (6)" with "eight (8)."

Supervisor Alioto-Pier, seconded by Supervisor Maxwell, moved that this Resolution be AMENDED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

ADOPTED AS AMENDED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

070084 **[Shelter Monitoring Committee]** **Supervisors Mirkarimi, Ammiano**

Ordinance amending sections 20.302, 20.303, 20.304, and 20.312 of the San Francisco Administrative Code to: 1) require the Department of Public Health to provide administrative support for the Shelter Monitoring Committee; 2) broaden the purpose of the Shelter Monitoring Committee by authorizing it to assess City policies that affect shelter clients; 3) require Committee members to keep certain information confidential; 4) designate divisions within the Department of Human Services and the Department of Public Health from which Committee members may be appointed; 5) require City departments to respond to reasonable requests for information from the Shelter Monitoring Committee within 15 days, and 6) eliminate the Committee's obligation to prepare annual reports with the Local Homeless Coordinating Board.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070698 **[Reappointment, Entertainment Commission]**

Motion approving the Mayor's nomination for reappointment of Audrey

Joseph to the Entertainment Commission, for the term ending July 1, 2011.

Enacted Number: M07-73

APPROVED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

SPECIAL ORDER 3:00 P.M.

Supervisors Daly and Dufty were previously excused from voting on this matter.

070560 [Public Hearing - Appeal of Final Environmental Impact Report for Market and Octavia Neighborhood Plan]

Hearing of persons interested in or objecting to the Planning Commission's April 5, 2007, certification of a Final Environmental Impact Report identified as Planning File No. 2003.0347E, through its Motion No. 17406, for a proposed Market and Octavia Plan, amendments to the San Francisco Planning Code and Zoning Maps, amendments to the San Francisco General Plan, adoption of Urban Design Guidelines, and amendments to the Western Addition A-2 Redevelopment Plan. The Plan area is generally located to the West of the City's Downtown area and includes portions of Civic Center, Hayes Valley, Western Addition, South of Market, Inner Mission, the Castro, Duboce Triangle, Eureka Valley, and Upper Market Neighborhoods of San Francisco. (Appellants: Martin Hamilton on behalf of New College of California, F. Joseph Butler on behalf of the San Francisco Preservation Consortium and Mary Miles representing the Coalition for Adequate Review.)

(Date Filed: 4/25/07; companion measure to Files 060561, 060562, 060563.)

Marilyn Amini, in support of appellant

John Bardis, in support of appellant

Mark Paez, in support of appellant

Tamara Colby, in support of appellant

Gee Gee Platt, in support of appellant

Paul Maltzer and Bill Wycko, Representatives of the Planning Department, reviewed with the Board the Planning Department's recommendation.

Howard Strassner, in support of project

Christopher Peterson, in support of project

Chris Bolling, in support of project

Adam, in support of project

Jason Henderson, in support of project

John Nesbitt, in support of project

Tim Colen, in support of project

Paul Olsen, in support of project

Robert Levitt, in support of project

Steve Vettel, in support of project

Ali, in support of project

Sylvia Johnson, in support of project

Rebuttal:

Stephen Wil!iams, Attorney for the Appellant

Cynthia Servetnick, Representative for the Appellant (New College)

Mary Miles, Attorney for the Coalition for Adequate Review, was not present for the rebuttal period of the hearing.

The President declared the public hearing closed.

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Final Environmental Impact Report described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

070561 **[Affirming certification of Market and Octavia Area Plan FEIR]**

Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the Market and Octavia Area Plan.

Enacted Number: M07-75

Supervisor Elsbernd, seconded by Supervisor Alioto-Pier, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Elsbernd, Jew, Maxwell, Mirkarimi, Peskin, Sandoval
Noes: 1 - McGoldrick

Excused: 2 - Daly, Dufty

070562 [Disapproving certification of Market and Octavia Area Plan FEIR]

Motion disapproving the certification by the Planning Commission of the Final Environmental Impact Report for Market and Octavia Area Plan.

Supervisor Elsbernd, seconded by Supervisor Alioto-Pier, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Elsbernd, Jew, Maxwell, Mirkarimi, Peskin, Sandoval
Noes: 1 - McGoldrick
Excused: 2 - Daly, Dufty

070563 [Preparation of findings to disapprove certification of the Market and Octavia Area Plan FEIR]

Motion directing the Clerk of the Board to prepare findings disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the Market and Octavia Area Plan FEIR.

Supervisor Elsbernd, seconded by Supervisor Alioto-Pier, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Elsbernd, Jew, Maxwell, Mirkarimi, Peskin, Sandoval
Noes: 1 - McGoldrick
Excused: 2 - Daly, Dufty

SPECIAL ORDER 3:00 P.M.

070842 [Hearing - Disposition and Development Agreement - Redevelopment Agency Owned Land for Armstrong Place]

Hearing of persons interested in or objecting to proposed resolution approving the Redevelopment Agency of the City and County of San Francisco's Disposition and Development Agreement (the "Agreement") for a portion of Assessor's Block 5421, Lots 3, 5, 6, 7, 8, 9, and 11 commonly known as Armstrong Place (or 5600 Third Street), to BRIDGE Tower, L.L.C., for the purpose developing affordable for-sale housing for lower income households. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board.

Olsen Lee, Redevelopment Agency Representative, reviewed with the Board the Disposition and Development Agreement for Redevelopment Agency owned land for Armstrong Place.

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

Adjourn and Report Without Recommendation

070843 **[Disposition and Development Agreement - Redevelopment Agency Owned Land for Armstrong Place]** Supervisor Maxwell

Resolution approving the Redevelopment Agency of the City and County of San Francisco's Disposition and Development Agreement (the "Agreement") for a portion of Assessor's Block 5421, Lots 3, 5, 6, 7, 8, 9, and 11 commonly known as Armstrong Place (or 5600 Third Street), to BRIDGE Tower, L.L.C., for the purpose developing affordable for-sale housing for lower income households.

(Fiscal Impact.)

Enacted Number: 356-07

ADOPTED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, Peskin, Sandoval
Noes: 2 - Daly, Mirkarimi
Absent: 1 - McGoldrick

SPECIAL ORDER 3:30 P.M.

Board of Supervisors Sitting as a Committee of the Whole

Supervisor McGoldrick was noted absent at 5:23 p.m.

Supervisor Daly was noted absent at 5:35 p.m.

070805 **[Committee of the Whole - Beilenson Hearing - June 19, 2007 at 3:30 p.m.]**

Hearing to consider the Department of Public Health's budget eliminating or reducing medical services. (Beilenson Hearing)

The President inquired as to whether any member of the public wished to address the Board.

The following speakers expressed their concern with proposed budget cuts for the Dept. of Public Health medical facilities.

Jim Illig, Health Commissioner

Roma Guy, Health Commissioner

Abdullah Megaheed

Larry Nelson

Male Speaker

Mary Connolly

Trina Olivier

Angela Chiu

Lianne Edwards

Christen

Bo

Arthur Bosse

Robert Garcia

Male Speaker

Danielle Williams

Female Speaker

Zora

Rebecca Spitz

Perry Zinnany

Max Hackett

Allan Furhman

Bruce Sherron

Jasper Harris

Alfreda Nesbett

Ronald Boswell

Male Speaker

Carla Marquez

Bobbie

Liz Olsen

Bob Bowers

Steve Fields

Jonathan Vernick

Joanna Chestnut

Nancy Rubin

Barbara Roth Krug

Elsie Banderas

Amy Freer

Sarah Collins

Ronca

Chris Olson

Fernando Gomez-Benitez

Erlin Eckbar

Keith

Li Campanello

Male Speaker

Joanna Cullom

Hulda Braun

Carla Wilson

Male Speaker

Mike Richards

Linda Huang

Mary

Lannie Adelman Heaney

Tom Morris

Carlina Hansen

Martha Hawthorne

Kelly Tyne

George Turner

Jacob Moody

Male Speaker

Dr. Robin Randall

Anissa Williams

John Lopez

Sandra Santiana Mora

Dale Milfay

Suzanne Brady

Rachelle Gotlieb

Female Speaker

Piers MacKenzie

Dr. Mark Leary

Dr. Richard Patel

Dr. Francis Lu

Dr. Heather Hall

Dr. Mel Blaustein

Ben Barreras

Dr. Fatima Imara

Michael Lyon

Espanola Jackson

Francisco Da Costa

Mr. Fatu

Female Speaker

Rebecca King Morrow

Elaine Sharpe

Tony Robles

Jorge Portillo

Susan Marsh

Terrie Frye

Luis Perona

Peter Masiak

Wendy Phillips

Jennifer Baitey Carlin

Nina Jack

Mike Fisher

Eric Brodnick

Marisha Jones

Ed Kinchley

Rita Lam

Dr. Rochelle Dicker

Mike Texada

Male

HEARD AT PUBLIC HEARING.

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

Privilege of the Floor

Supervisor Ammiano, seconded by Supervisor Maxwell, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Supervisor Ammiano introduced, welcomed and presented Certificates of Honor to Carla Johnson, Jenny Olson and Rink, members of the Lesbian, Gay, Bisexual, Transgender Community (LGBT) in recognition of June Gay Pride Month.

Supervisor Peskin introduced, welcomed and presented a Certificate of Honor to Ira Hirschfield, President and Trustee of the Evelyn & Walter Haas, Jr. Fund in recognition of their generosity to the City and County of San Francisco.

Supervisor Peskin introduced, welcomed and acknowledged the efforts of Private Security Officers.

COMMITTEE REPORTS

070723 **[State contract funds for substance abuse treatment]** Mayor

Resolution authorizing the San Francisco Department of Public Health, Community Behavioral Health Services (DPH-CBHS) to enter into a Combined Net Negotiated Amount and Drug Medi-Cal Agreement with the State of California Department of Alcohol and Drug Programs (DADP) for the term of July 1, 2007 through June 30, 2010 in the amount of $55,825,476 and for the term of July 1, 2007 through June 30, 2008 in the amount of $18,608,492 as a condition of receiving state funds and Drug Medi-Cal reimbursement for substance abuse treatment and prevention; holding DADP harmless from any and all claims resulting from the agreement; authorizing and designating the Director of CBHS to sign said Agreement and to approve amendments for less than ten percent (10%) of the contracted amount.

Enacted Number: 311-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070631 **[Settlement of Lawsuit - U.S. Airways, Inc.]**

Ordinance authorizing the settlement of the bankruptcy claim filed by the City and County of San Francisco, acting by and through its Airport Commission against US Airways, Inc., for the settlement of the unlitigated bankruptcy claim between the Airport and the execution of future Airport leases with US Airways, Inc. with regard to In re: US Airways, Inc. et al., Debtors, Case No. 04-12819 SSM, United States Bankruptcy Court for the District of Virginia; and authorizing settlement of the lawsuit filed by the City and County of San Francisco, acting by and through its Airport Commission against US Airways, Inc., for payment to the Airport of environmental clean-up costs and agreement of a percentage allocation for future clean-up costs with regard to City and County of San Francisco v. ARCO et al., Case No. C-97-2965 MMC (N.D. Cal) (City Attorney)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell,

McGoldrick, Mirkarimi, Peskin, Sandoval

070647 [Settlement of Lawsuit - Teri Rouse]

Ordinance authorizing settlement of the lawsuit filed by Teri Rouse against the City and County of San Francisco for $30,000; the lawsuit was filed on November 10, 2005 in San Francisco Superior Court, Case No. 446-497; entitled Teri Rouse, et al., v. City and County of San Francisco, et al. (City Attorney)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070700 [Settlement of Claim Against Sprint/Nextel]

Ordinance authorizing settlement of a claim by the City and County of San Francisco against the Sprint/Nextel Corporation for funding the planning for reconfiguration of the City's 800 MHz Radio Communications System. (City Attorney)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070747 [Settlement of Lawsuit - Colonial American Casualty and Surety Company and Competent Builders, Inc.]

Ordinance authorizing settlement of the lawsuit filed by Colonial American Casualty and Surety Company and Competent Builders, Inc., against the City and County of San Francisco, for payment to the City of $450,000; the lawsuit was filed on October 9, 2002 in San Francisco Superior Court, Case No. CGC 02-413272; entitled Division of Labor Standards Enforcement v. Colonial American Casualty and Surety Company, et al; other material terms of said settlement are payment by Competent Builders, Inc., and other parties, to Colonial American Casualty and Surety Company, and full releases among all parties. (City Attorney)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070766 [Settlement of Lawsuit - Northwest Airlines Corporation, et al.]

Ordinance authorizing the settlement of the bankruptcy claim filed by the City and County of San Francisco, acting by and through its Airport Commission against Northwest Airlines Corporation, for the settlement of the litigated bankruptcy claim between the Airport with regard to In re Northwest Airlines Corporation, et al., Debtors, Case No. 05-17930ALG, United States Bankruptcy Court for the Southern District of New York; and authorizing settlement of the lawsuit filed by the City and County of San Francisco, acting by and through its Airport Commission against Northwest Airlines Corporation, for agreement to pay a percentage allocation of future clean-up costs with regard to City and County of San Francisco v. ARCO et

al., Case No. C-97-2965 MMC (N.D. Cal). (City Attorney)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070767 **[Settlement of Lawsuit - Delta Air Lines Inc., et al.]**

Ordinance authorizing the settlement of the bankruptcy claim filed by the City and County of San Francisco, acting by and through its Airport Commission against Delta Air Lines, Inc., for the settlement of the litigated bankruptcy claim between the Airport with regard to In re Delta Air Lines Inc., et al., Debtors, Case No. 05-17923PCB, United States Bankruptcy Court for the Southern District of New York; and authorizing settlement of the lawsuit filed by the City and County of San Francisco, acting by and through its Airport Commission against Delta Air Lines, Inc., for agreement to pay a percentage allocation of future clean-up costs with regard to City and County of San Francisco v. ARCO et al., Case No. C-97-2965 MMC (N.D. Cal). (City Attorney)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070770 **[Interim Government Funding, Fiscal Year 2007- 2008] Mayor**

Interim Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2008.

Administrative Provisions were amended. (See File For Details)

Supervisor Ammiano, seconded by Supervisor **Maxwell, moved** that this **Ordinance be AMENDED. The** motion **carried by the following** vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

070771 **[Interim Public Employment, Fiscal Year 2007- 2008] Mayor**

Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2008, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work

schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

(Fiscal Impact.)

Supervisor Ammiano, seconded by Supervisor Maxwell, moved that this Ordinance be PASSED ON FIRST READING. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

070825 **[Redevelopment Agency Budget]**

Resolution approving an Interim Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2007-2008. (Redevelopment Agency)

(Fiscal Impact.)

Enacted Number: 338-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070839 **[Treasure Island Development Authority Interim Budget]** Mayor

Resolution approving the Interim Budget of the Treasure Island Development Authority for fiscal year 2007-2008.

(Fiscal Impact.)

Enacted Number: 339-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

Abdullah Megaheed; expressed concern with issues relating to homelessness

James Chaffee; expressed concern with issues relating to the SF Public Library

Sylvia Johnson; expressed concern with issues relating to health programs

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

070836 **[Final Map - 445-701 Wawona Street]**

Motion approving Final Map 4184, a 8 Lot Subdivision Project, located at 445-701 Wawona Street being a subdivision of Lot 008 in Assessors Block No. 2540 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,885; District No. 7)

Enacted Number: M07-74
APPROVED

070891 **[Grant to fund a project through the HIV Epidemiology Section of the Department of Public Health]** Supervisor Ammiano

Resolution authorizing the San Francisco Department of Public Health (DPH), to retroactively accept and expend a grant in the amount of $19,601 from the Global Fund to Fight AIDS, Tuberculosis and Malaria through the Regents of the University of California to fund the Triangulation Resource Guide, and to enter into an agreement for the use of these funds; for the period of September 1, 2006 through June 3, 2007.

Enacted Number: 349-07
ADOPTED

070893 **[Commending Thomas E. Margro]** Supervisor Peskin

Resolution commending Thomas E. Margro, General Manager of BART.

Enacted Number: 340-07
ADOPTED

070894 [Private Security Officers] **Supervisors Peskin, Elsbernd**

Resolution encouraging security contractors and building owners to come to the bargaining table with the single purpose to improve industry standards by providing adequate training and increased wages and benefits for private security officers.

Supervisor Elsbernd requested to be added as a co-sponsor.

Enacted Number: 360-07

ADOPTED

070895 [State grant to support environmental health through the Weights and Measures program] **Supervisor Mirkarimi**

Resolution authorizing the San Francisco Department of Public Health (DPH) to retroactively accept and expend a grant in the amount of $8,250 from the California Department of Food and Agriculture (CDFA) supporting two programs, the Petroleum Products Compliance Program and the Weighmaster Enforcement Program; for the period of July 1, 2007 through June 30, 2008.

Enacted Number: 350-07

ADOPTED

070896 [Support "It's OUR Healthcare" principles] **Supervisor Mirkarimi**

Resolution in support of the joint Labor and "It's OUR Healthcare" principles developed by a coalition of community, clergy, labor and healthcare organizations and supporting those principles as a means to achieving affordable, quality health care for all working Californians.

Enacted Number: 359-07

ADOPTED

070897 [State grants to support environmental health projects] **Supervisor Maxwell**

Resolution authorizing the San Francisco Department of Public Health (DPH) to retroactively accept and expend two grants totaling $4,948.18, one from the California Department of Food and Agriculture (CDFA) and one from the California Department of Pesticide Regulation (CDPR); for the period of July 1, 2007 through June 30, 2008.

Enacted Number: 351-07

ADOPTED

070898 [Zoning - Extension of Planning Commission review period] **Supervisor Maxwell**

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the San Francisco Planning Code by amending Section 319.2 and 319.3 of the

Visitation Valley Community Facilities and Infrastructure Fee and Fund ordinance to set a lower fee level of $3.00 per square foot for principally permitted projects that do not require material General Plan, Planning Code or Zoning Map amendments.

Enacted Number: 352-07
ADOPTED

070899 **[Extending the Asthma Task Force Membership to June 30, 2008]** Supervisor Maxwell

Resolution extending the Asthma Task Force Membership to June 30, 2008.

Enacted Number: 341-07
ADOPTED

070900 **[Urging the City College of San Francisco Registered Nursing Program to adopt a residency requirement]** Supervisors Mirkarimi, Elsbernd

Resolution urging that the City College of San Francisco Registered Nursing Program petition the Board of Governors pursuant to Education Code 78032 (a)(3) to allow the adoption of a residency requirement giving preferential admission to San Francisco residents.

Supervisor Elsbernd requested to be added as a co-sponsor.

Enacted Number: 357-07
ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 2 - Daly, McGoldrick

Severed from the Without Reference to Committee Agenda

Supervisor Alioto-Pier requested that this matter be severed so that it might be considered separately.

070892 **[Directing City Staff to report on actions to restrict Bisphenol-A in children's products]** Supervisor Alioto-Pier

Resolution directing San Francisco's Department of Health and Department of the Environment to submit a report with recommendations on potential actions that can be adopted to address risks to public health from exposure to Bisphenol-A and to base that report on the findings of a National Institute of Health review panel along with the concerns of representatives of the scientific and children's health communities.

Continued to June 26, 2007.

Supervisor Alioto-Pier, seconded by Supervisor Ammiano, moved that

this Resolution be CONTINUED. The motion carried by the following vote:
Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 2 - Daly, McGoldrick

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding.Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Purely Commendatory Finding] Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Elsbernd, seconded by Supervisor Dufty, moved ADOPTION of the commendatory finding. The motion carried by the following vote:
Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 2 - Daly, McGoldrick

[Brown Act Finding] Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Elsbernd, seconded by Supervisor Dufty, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:
Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 2 - Daly, McGoldrick

070916 [Honoring Mabel D. Borjal] Supervisor Daly

Resolution to recognize the valuable contributions of Mabel D. Borjal and her 31 years of dedicated service.

Enacted Number: 342-07

ADOPTED by the following vote:
Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 2 - Daly, McGoldrick

OFF-AGENDA LEGISLATION

Ordinances

070921 [Amendments to Minimum Compensation Supervisor Ammiano

Ordinance]

Ordinance amending the San Francisco Administrative Code by amending Sections 12P.2, 12P.3, 12P.4, 12P.5, 12P.6, 12P.7 and 12P.8, and by adding Sections 12P.5.1, 12P.6.1 and 12P.6.2, to amend the Minimum Compensation Ordinance by making both substantive and clarifying changes with respect to: the obligations imposed on Contractors; notification, investigation, auditing, inspection, enforcement and settlement procedures; the withholding of contract payments; provisions relating to waivers; certain definitions, including the definition of Covered Employees; an increase in the hourly wage rate for all employees; the assessment of liquidated damages; and the process for determining whether a Contractor has violated the Ordinance and for the administrative appeal of such determinations.

6/19/07, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 6/19/2007. 07/09/07 - Referred to Small Business Commission.

070923 [Golden Gate Park Stables Fund; City Matching Funds] Supervisor McGoldrick

Ordinance amending the San Francisco Administrative Code by adding Section 10.100-254, to establish a fund for donations to the Golden Gate Park Stables and to provide for a City match of $1.00 for every $3.00 donated to the fund, up to $1 million.

(Fiscal Impact.)

6/19/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070924 [Development of Tidal Power] Supervisors Mirkarimi, Ammiano

Ordinance establishing that the City should continue to actively participate in the development of tidal power technology in order to maximize the benefits to the public, and that the City should own and control tidal power technology and development to the extent feasible, and establishing the requirement that any proposal for the development of tidal power that is subject to Board of Supervisors approval must provide for City ownership or control unless the proposal demonstrates that such ownership or control is not feasible or beneficial to the public in the long term.

6/19/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

070925 [Green Building Construction Requirements] Supervisor Peskin

Ordinance amending the San Francisco Building Code by adding Chapter 13C to require new or added construction over 20,000 square feet to comply with the Leadership in Energy and Environmental Design (LEED) Gold rating or an equivalent green building standard except for City projects, which are covered by Chapter 7 of the San Francisco Environment Code, to authorize the Director of Building Inspection to grant an exemption from some of the requirements on the grounds of hardship or infeasibility, to require the Director to grant an exemption if compliance would compromise the historical integrity of an historic structure, and to encourage projects not within the scope of the ordinance to incorporate as many green building standards into their construction as is feasible; adopting findings, including environmental findings and findings required by California Health & Safety

Code Section 17958.5.

6/19/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/19/2007.

070926 **[Designating a sole source contractor to provide healthcare coverage to certain eligible temporary exempt as-needed SEIU City employees]** Mayor

Ordinance authorizing the Department of Human Resources to execute a contract with the San Francisco Health Plan to administer healthcare coverage to certain eligible temporary exempt as-needed City employees who are members of SEIU locals 535, 790 and UHW; and granting a waiver to the competitive procurement requirements of San Francisco Administrative Code Chapter 21.

(Fiscal Impact.)

6/19/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

Resolutions

070914 **[Accept and Expend State Grant - Department of the Environment]** Mayor

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $90,000 from the California Department of Toxics Substances for the purpose of collaborating with California Green Business Network members to develop a regional, web-based database that will help Green Business Programs manage and track data.

6/19/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070916 **[Honoring Mabel D. Borjal]** Supervisor Daly

Resolution to recognize the valuable contributions of Mabel D. Borjal and her 31 years of dedicated service.

6/19/07, ADOPTED.

070918 **[Installing traffic island at Market Street and Octavia Boulevard, Central Freeway on-ramp]** Supervisors Dufty, Mirkarimi, Daly

Draft Resolution approving the construction of a raised median island to reinforce the No Right Turn Regulation from Market Street to Central Freeway.

6/19/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

070919 **[Rejecting Water and Wastewater Rates]** Supervisor Elsbernd

Resolution rejecting Water and Wastewater Rates submitted to the Board of Supervisors by the Public Utilities Commission on June 13, 2007.

(Transmittal Date 6/13/07 - Charter Section 2.109 requires Board of Supervisors rejection within 30 days.) (Fiscal Impact.)

6/19/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

070920 [Directing the San Francisco Public Utilitities Commission to create and implement a city-wide program to track water usage by City department] Supervisor Alioto-Pier

Resolution directing the San Francisco Public Utilities Commission to create and implement a city-wide program to track water usage by City department.

6/19/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070922 [Temporarily halting construction at the Hunters Point Shipyard] Supervisor Daly

Resolution urging the Department of Public of Health and Lennar Corporation to temporarily halt construction at the Hunters Point Shipyard and to contract with an independent entity to conduct a health assessment of the residents of Bay View Hunters Point.

6/19/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070927 [Grant of Regional Funds - Municipal Transportation Agency] Mayor

Resolution authorizing the Municipal Transportation Agency to accept and expend $450,000 of TransLinkr funds from the Metropolitan Transportation Commission to provide resources to oversee the installation and testing of TransLinkr equipment on Muni vehicles.

6/19/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070930 [Requesting the San Francisco Housing Authority apply for federal grants, seek waiver of property taxes due the City, report the physical conditions of rental properties and status of] Supervisor Mirkarimi

Resolution requesting the San Francisco Housing Authority to: apply for federal Hope IV funding; seek Board approval of Payment in Lieu of Taxes; Provide copies of any HUD proposed MOU regarding resolution of Troubled status; provide copies and status of property management proposal for Hunter's Point redevelopment area projects; provide a physical inspection report of SFHA Properties and inform residents living in substandard housing of their rights to demand improvements.

(No Economic Impact)

6/19/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070931 **[Seeking a permanent halt to the Blue Angels air show over San Francisco]** **Supervisor Daly**

Resolution seeking a permanent halt to the annual Blue Angels air show over the City of San Francisco.

(No Economic Impact)

6/19/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070932 **[Trevor Hailey Plaque]** **Supervisors Dufty, Ammiano**

Resolution honoring the unparalleled contributions of Trevor Hailey and recognizing Trevor as the Castro's original unofficial historian through the installation of a plaque at the Castro MUNI station honoring Trevor Hailey and all of her contributions to San Francisco and the Castro neighborhood.

6/19/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070933 **[Declaring intent of the City and County of San Francisco with regard to pending legislation amending the Medical Cannabis Act of 2005]** **Supervisor Alioto-Pier**

Resolution declaring the intent of the City and County of San Francisco not to take enforcement action against those medical cannabis dispensaries that have properly applied for the necessary permits before July 1, 2007, while current legislation is pending.

6/19/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070934 **[Supporting funding for the Central Subway]** **Supervisors Peskin, Dufty, Jew**

Resolution supporting the pending action by the Metropolitan Transportation Commission to direct $100 million in state infrastructure bond funding and efforts by San Francisco's Congressional Delegation to secure $15 million in Fiscal Year 2008 Federal New Starts funding for the Central Subway project.

6/19/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070935 **[Supporting the Lorraine Hansberry Theatre]** **Supervisors Peskin, Dufty, Mirkarimi, Sandoval, Maxwell, McGoldrick, Ammiano, Daly**

Resolution supporting the Lorraine Hansberry and its contributions to the cultural life of San Francisco and its Theater District.

6/19/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests For Hearing

070917 **[Sava Pool Closure]** Supervisor McGoldrick

Hearing on the Recreation and Park Department's decision to close Sava Pool.

6/19/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

PROPOSED ORDINANCES

PROPOSED RESOLUTIONS

070852 **[Contract funds to support the STOP AIDS Project]** Supervisor Dufty

Resolution authorizing the San Francisco Department of Public Health (DPH) to enter retroactively into an agreement with the STOP AIDS Project and expend funds in the amount of $28,410; for the period of September 1, 2006, through August 31, 2008. (Public Health Department)

6/7/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070853 **[Airport Concession Lease]**

Resolution approving the Terminal 3 Newsstands and Specialty Store Lease between Host International, Inc., and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

6/8/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070854 **[Airport Concession Lease]**

Resolution approving the Technology Products Stores Lease between ILJ San Francisco, LLC, and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

6/8/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070873 **[Lease of Real Property]**

Resolution authorizing extension of a lease of real property at 617 Mission Street and 101 New Montgomery Street for the Department of Child Support Services. (Real Estate Department)

(Fiscal Impact.)

6/11/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070875 **[Lease of Real Property at 650 Fifth Street, Suite 307-309]**

Resolution authorizing the Lease of 3,060 square feet of space at 650 Fifth Street, Suites 307-309, for the Department of Public Health's Jail Health Services. (Real Estate Department)

6/11/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

Requests Granted

From: Supervisor Elsbernd
To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to investigate the pedestrian safety at the Muni stop (N-Judah) at 16th Avenue as Muni passengers disembark the train.

From: Supervisor Elsbernd
To: Controller

Requesting/Inquiring: Inquiring when did the City last start the fiscal year with a General Fund reserve of less than 25M?

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing the graffiti from mailboxes and garbage cans at the following locations:

Mailboxes

- *Northwest corner of Octavia and Haight*
- *Southeast corner of Haight and Laguna*
- *Southeast corner of Post and Steiner*
- *Northeast corner of Fell and Laguna*

Garbage Cans

- *Northeast corner of Stanyan and Willard*
- *Northeast corner of Hayes and Laguna*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from news stands at the following locations:

- *Southeast corner of Broderick and Oak (Chronicle)*
- *Southeast corner of Pine and Divisadero (Examiner)*
- *Southeast corner of Parnassus and Stanyan (Examiner)*
- *Northwest corner of Fillmore and O'Farrell (Bay Guardian)*
- *Southwest corner of Hayes and Divisadero (Advertiser)*
- *Northeast corner of Haight and Masonic (Onion)*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing the graffiti from the following locations:

Light Switch Box

- *Northwest corner of Pine and Webster*
- *Northwest corner of Pine and Divisadero*
- *Northwest corner of Divisadero and Post*
- *Northeast corner of Pierce and Oak*
- *Northeast corner of Webster and Oak*
- *Northeast corner of Oak and Laguna*

Phone Switch Box

- *Southeast corner of Pine and Broderick*
- *Northwest corner of Pine and Broderick*
- *Northeast corner of Post and Steiner*
- *Northeast corner of Stanyan and Willard*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property at the following locations:

Emergency Boxes:

- *Southeast corner of Oak and Scott*
- *Southeast corner of Pine and Buchanan*
- *Northwest corner of Clayton and Parnassus*
- *Near Carl and Willard*

Fire Hydrant

- *Southwest corner of Steiner and Ellis*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of tree pruning and maintenance of trees on the corner of 17 th and Belvedere. Trees may belong to property 595-599 Belvedere (street signs are not visible because trees are untrimmed).

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing multiple potholes at the following location: 100 block of Frederick (more on South side of street).

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following property locations:

- *400 Haight*
- *2218 Pine*
- *2254 Pine*
- *2263 Pine*
- *1964 Post*

From: Supervisor Mirkarimi
To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of repairing street identification sign "Laguna" at the Southeast corner of Laguna and Bush.

From: Supervisor Mirkarimi
To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of removing graffiti on the parking signs located on both sides of the street (unless otherwise noted), at the following locations:

- *Oak between Clayton and Masonic*
- *Grove between Buchanan and Laguna*
- *Pine between Laguna and Fillmore (mostly the black frames)*
- *Post between Pierce and Steiner*
- *Carl between Arguello and Cole*
- *Parnassus between Stanyan and Clayton*
- *Carl between Arguello and Cole*
- *Oak between Divsadero and Pierce*
- *Between Buchanan and Laguna*
- *Broderick and Pine to Geary (mostly the black frames)*
- *Belvedere between Rivoli and Parnassus*
- *Clayton between Frederick and Parnassus*

From: Supervisor Mirkarimi
To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the repainting of a crosswalk at the east side of O'Farrell and Steiner.

From: Supervisor Mirkarimi
To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of removing graffiti from DPT property at the following locations:

- *"One Way" sign (sticker removal) on Southwest corner of Fillmore and Geary*
- *"One Way" sign on Fell and Broderick*
- *Pedestrian Crossing Signal at all four corners of Buchanan and Oak*
- *Pedestrian Crossing Signal at all four corners of Oak and Cole*
- *Handicap signs at Kezar stadium across from 637 Fredrick*
- *"Stop" sign on Northeast corner of 17 th and Belvedere*
- *Muni pole sign at Muni stop on Frederick and Willard*
- *Parking meters on Post between Steiner and Webster (both sides)*

From: Supervisor Mirkarimi
To: Director, Public Utilities Commission

Requesting/Inquiring: Requesting the Public Utilities Commission to report on the status of removing graffiti at the following locations:

- *Northeast corner of Hayes and Laguna*
- *Northwest corner of Pine and Broderick*
- *Northeast corner of Carl and Willard*
- *Southeast corner of Haight and Buchanan*
- *249 Carl*
- *269 Carl*
- *All poles on Stanyan and Willard*
- *1126 Stanyan*
- *All four corners of Parnassus and Clayton*

In Memoriams

Brianna Wilcox - Entire Board

Trevor Hailey - Supervisor Dufty

Khalil Daoud Habash - Supervisor Mirkarimi

Edivaldo "Eddie" Sanchez - Supervisor Ammiano

William Hutchinson - Entire Board

Mike Benke - Entire Board

Louis Mulkey - Entire Board

Mark Kelsey - Entire Board

Bradford Baily - Entire Board

Michael French - Entire Board

James Drayton - Entire Board

Brandon Thompson - Entire Board

Melven Champaign - Entire Board

ADJOURNMENT

There being no further business the Board adjourned at the hour of 9:40 p.m.

Angela Calvillo, Clerk of the Board

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 24, 2007.

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee. Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4)standing in the Legislative Chamber. Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer. THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383For information, call (415) 554-5184. Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 554-4188.

翻譯：必須在會議前最少四十八小時提出要求
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City and County of San Francisco
Board of Supervisors

June 26, 2007

City and County of San Francisco

City Hall
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San Francisco, CA 94102-4689

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MEETING MINUTES

Tuesday, June 26, 2007
2:00 PM
Legislative Chamber - Second Floor
Regular Meeting

Board of Supervisors

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Members Present: *Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Ed Jew, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.*

Members Excused: *None.*
Members Absent: *None.*

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:05 p.m. On the call of the roll Supervisor Alioto-Pier was noted absent.

There was a quorum.

Supervisor Alioto-Pier was noted present at 2:07 p.m.

APPROVAL OF MEETING MINUTES

Supervisor Jew, seconded by Supervisor Dufty, moved to approve the Board Meeting Minutes of May 22, 2007. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Alioto-Pier

CONSENT AGENDA

Recommendations of the City Operations and Neighborhood Services Committee

070529 **[Gift of Equipment to Fire Department]**

Resolution authorizing the San Francisco Fire Department to accept a gift of a 1988 GMC flatbed truck with a lift hoist valued at $14,779 from the Pacific Gas and Electric Company for emergency preparedness, training, public safety and related purposes. (Fire Department)

Enacted Number: 368-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070624 **[Apply for, Accept and Expend State Grant - Department of the Environment]** **Supervisor Maxwell**

Resolution authorizing the Department of the Environment to apply for, accept and expend grant funds, available only for public agencies in California, in the amount of $361,553 from the California Air Resources Board (CARB) for the purpose of purchasing low-polluting construction equipment and retrofitting existing construction equipment with pollution control devices.

Enacted Number: 373-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070626 **[Grant to support the Public Health Laboratory Director Training Program]** Supervisor Mirkarimi

Resolution authorizing the San Francisco Department of Public Health (DPH), to retroactively accept and expend funds from the California Department of Health Services, Division of Communicable Disease Control for the Public Health Laboratory Director Training Program, in the amount of $300,655, for the period of April 1, 2007 through March 31, 2009.

Enacted Number: 369-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070629 **[Accept-Expend Federal Grant - Mayor's Office of Criminal Justice (MOCJ)]** Mayor, Supervisor Ammiano

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to accept and expend funds in the amount of $2,550,932 from the State Corrections Standards Authority (CSA), from funds made available under Senate Bill 736 - known as the Juvenile Justice Crime Prevention Act (JJCPA) - for programs and approaches that have been demonstrated to be effective in reducing delinquency, for the period of July 1, 2007 to June 30, 2008.

Enacted Number: 375-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070850 **[Accept and Expend State Grant - Department of the Environment]** Mayor

Resolution authorizing the Department of the Environment to accept and expend grant funds, available only for public agencies in California, in the amount of $110,880 from the California Air Resources Board for the purpose of upgrading Compressed Natural Gas (CNG) fueling stations at Cesar Chavez and Golden Gate Park.

Enacted Number: 374-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070716 [MOU, Amendment No. 1 - SEIU, Locals 535, 790 and United Healthcare Workers - West] Mayor

Ordinance adopting and implementing Amendment #1, the agreement that amends the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Locals 535, 790 and United Healthcare Workers - West, relating to certain wages, hours, and working conditions.

(Fiscal Impact.)

Enacted Number: 152-07

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070717 [MOU, Amendment No. 1 - International Brotherhood of Electrical Workers, Local Union 6, AFL-CIO] Mayor

Ordinance adopting and implementing Amendment #1, the agreement that amends the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the International Brotherhood of Electrical Workers Local Union 6, AFL-CIO, by amending the parties' agreement with respect to certain wages, hours, and working conditions.

(Fiscal Impact.)

Enacted Number: 153-07

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070718 [MOU, Freight Checkers, Clerical Employees & Helpers, Local 856 (Supervising Registered Nurses, Unit 11.B.)] Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Freight Checkers, Clerical Employees & Helpers, Local 856 (Supervising Registered Nurses, Unit 11.B.), to be effective July 1, 2007 through June 30, 2011.

(Fiscal Impact.)

Enacted Number: 164-07

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070719 [MOU, Amendment No. 1 - Laborers International Union, Local No. 261] Mayor

Ordinance adopting and implementing Amendment #1, the agreement that amends the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Laborers International Union, Local No. 261, by amending the parties' agreement to allocate funds related to programs for Environmental Service Workers.

(Fiscal Impact.)

Enacted Number: 163-07

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070722 [MOU, SEIU, Local 790 Staff & Per Diem Nurses] Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 790 Staff & Per Diem Nurses, to be effective July 1, 2007 through June 30, 2010.

(Fiscal Impact.)

Enacted Number: 162-07

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Rules Committee

070411 [Requiring the City to give public notice of the termination or expiration of a lease from the School District to the City, when the City has used the leased property in a manner directly] Supervisor Mirkarimi

Ordinance amending the San Francisco Administrative Code by adding Section 23.28, to require the City to give public notice of the termination or expiration of a lease of property from the San Francisco Unified School District to the City, when the City has used the property under the lease in a manner directly serving the public.

Enacted Number: 159-07

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070084 [Shelter Monitoring Committee] Supervisors Mirkarimi, Ammiano

Ordinance amending sections 20.302, 20.303, 20.304, and 20.312 of the San Francisco Administrative Code to: 1) require the Department of Public

Health to provide administrative support for the Shelter Monitoring Committee; 2) broaden the purpose of the Shelter Monitoring Committee by authorizing it to assess City policies that affect shelter clients; 3) require Committee members to keep certain information confidential; 4) designate divisions within the Department of Human Services and the Department of Public Health from which Committee members may be appointed; 5) require City departments to respond to reasonable requests for information from the Shelter Monitoring Committee within 15 days, and 6) eliminate the Committee's obligation to prepare annual reports with the Local Homeless Coordinating Board.

Enacted Number: 150-07

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070631 **[Settlement of Lawsuit - U.S. Airways, Inc.]**

Ordinance authorizing the settlement of the bankruptcy claim filed by the City and County of San Francisco, acting by and through its Airport Commission against US Airways, Inc., for the settlement of the unlitigated bankruptcy claim between the Airport and the execution of future Airport leases with US Airways, Inc. with regard to In re: US Airways, Inc. et al., Debtors, Case No. 04-12819 SSM, United States Bankruptcy Court for the District of Virginia; and authorizing settlement of the lawsuit filed by the City and County of San Francisco, acting by and through its Airport Commission against US Airways, Inc., for payment to the Airport of environmental clean-up costs and agreement of a percentage allocation for future clean-up costs with regard to City and County of San Francisco v. ARCO et al., Case No. C-97-2965 MMC (N.D. Cal) (City Attorney)

Enacted Number: 154-07

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070647 **[Settlement of Lawsuit - Teri Rouse]**

Ordinance authorizing settlement of the lawsuit filed by Teri Rouse against the City and County of San Francisco for $30,000; the lawsuit was filed on November 10, 2005 in San Francisco Superior Court, Case No. 446-497; entitled Teri Rouse, et al., v. City and County of San Francisco, et al. (City Attorney)

Enacted Number: 158-07

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070700 **[Settlement of Claim Against Sprint/Nextel]**

Ordinance authorizing settlement of a claim by the City and County of San Francisco against the Sprint/Nextel Corporation for funding the planning for reconfiguration of the City's 800 MHz Radio Communications System. (City Attorney)

Enacted Number: 151-07

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070747 [Settlement of Lawsuit - Colonial American Casualty and Surety Company and Competent Builders, Inc.]

Ordinance authorizing settlement of the lawsuit filed by Colonial American Casualty and Surety Company and Competent Builders, Inc., against the City and County of San Francisco, for payment to the City of $450,000; the lawsuit was filed on October 9, 2002 in San Francisco Superior Court, Case No. CGC 02-413272; entitled Division of Labor Standards Enforcement v. Colonial American Casualty and Surety Company, et al; other material terms of said settlement are payment by Competent Builders, Inc., and other parties, to Colonial American Casualty and Surety Company, and full releases among all parties. (City Attorney)

Enacted Number: 157-07

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070766 [Settlement of Lawsuit - Northwest Airlines Corporation, et al.]

Ordinance authorizing the settlement of the bankruptcy claim filed by the City and County of San Francisco, acting by and through its Airport Commission against Northwest Airlines Corporation, for the settlement of the litigated bankruptcy claim between the Airport with regard to In re Northwest Airlines Corporation, et al., Debtors, Case No. 05-17930ALG, United States Bankruptcy Court for the Southern District of New York; and authorizing settlement of the lawsuit filed by the City and County of San Francisco, acting by and through its Airport Commission against Northwest Airlines Corporation, for agreement to pay a percentage allocation of future clean-up costs with regard to City and County of San Francisco v. ARCO et al., Case No. C-97-2965 MMC (N.D. Cal). (City Attorney)

Enacted Number: 156-07

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070767 [Settlement of Lawsuit - Delta Air Lines Inc., et al.]

Ordinance authorizing the settlement of the bankruptcy claim filed by the City and County of San Francisco, acting by and through its Airport Commission against Delta Air Lines, Inc., for the settlement of the litigated bankruptcy claim between the Airport with regard to In re Delta Air Lines Inc., et al., Debtors, Case No. 05-17923PCB, United States Bankruptcy Court for the Southern District of New York; and authorizing settlement of the lawsuit filed by the City and County of San Francisco, acting by and through its Airport Commission against Delta Air Lines, Inc., for agreement to pay a percentage allocation of future clean-up costs with regard to City and County of San Francisco v. ARCO et al., Case No. C-97-2965 MMC (N.D. Cal). (City Attorney)

Enacted Number: 155-07

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

070770 **[Interim Government Funding, Fiscal Year 2007-2008]** Mayor

Interim Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2008.

Enacted Number: 149-07

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Supervisor Daly, seconded by Supervisor Mirkarimi, moved to rescind the previous vote.

Motion to rescind the previous vote passed without objection.

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

070771 [Interim Public Employment, Fiscal Year 2007-2008] Mayor

Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2008, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

(Fiscal Impact.)

Enacted Number: 148-07

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Supervisor Daly, seconded by Supervisor Mirkarimi, moved to rescind the previous vote.

Motion to rescind the previous vote passed without objection.

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

Recommendations of the Government Audit and Oversight Committee

070715 [Unrepresented Employees] Mayor, Supervisor McGoldrick

Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and, methods of payment, effective July 1, 2007.

(Fiscal Impact.)

Supervisor Elsbernd was previously excused from voting on this matter.

Enacted Number: 160-07

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Jew, Maxwell, McGoldrick,

Mirkarimi, Peskin, Sandoval
Excused: 1 - Elsbernd

070720 [MOU, Amendment No. 1 - Municipal Executives' Mayor Association, AFL-CIO]

Ordinance adopting and implementing Amendment #1, the agreement that amends the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association, AFL-CIO, relating to Management Training Funds.

Supervisor Elsbernd was previously excused from voting on this matter.

Enacted Number: 161-07

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Elsbernd

NEW BUSINESS

Recommendations of the Budget and Finance Committee

070830 [Official Advertising - Type 1 consecutive-day official advertising]

Resolution designating the Examiner and the Chronicle as the official newspaper of the City and County of San Francisco for the category of Type 1 consecutive-day official advertising, from July 1, 2007 through June 30, 2008. (Office of Contract Administration)

Enacted Number: 361-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

070831 [Official Advertising - Type 2 non-consecutive day official advertising]

Resolution designating the Examiner and the Chronicle to be the official newspaper of the City and County of San Francisco for the category of Type 2 non-consecutive day official advertising, from July 1, 2007 through June 30, 2008. (Office of Contract Administration)

Enacted Number: 362-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

070832 **[Outreach Advertising - Outreach newspapers]**

Resolution designating El Reportero to be the outreach newspaper of the City and County of San Francisco for the Hispanic community; San Francisco Bay View to be the outreach newspaper of the City and County of San Francisco for the African American community; and, the Asian Week, China Press, World Journal, and Sing Tao to be the outreach newspapers of the City and County of San Francisco for the Chinese Community, to provide outreach advertising services from July 1, 2007 through June 30, 2008. (Office of Contract Administration)

Enacted Number: 355-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070883 **[Outreach Advertising]** Supervisor Dufty

Resolution designating The Bay Area Reporter and The San Francisco Bay Times to be the outreach newspapers of the City and County of San Francisco for the Lesbian, Gay, Bisexual, Transgender Community, to provide outreach advertising services from July 1, 2007 through June 30, 2008.

Enacted Number: 354-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070834 **[Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved]** Mayor

Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: convention facilities management, central shops security, janitorial and security services (Administrative Services); body removal services (Medical Examiner); budget analyst (Board of Supervisors); security services (Public Works); community services (District Attorney); security services (Human Services Agency); Project S.A.F.E. (Police); and jail food services (Sheriff).

Enacted Number: 366-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070886 **[Proposition J Contract/Certification of specified contracted-out services previously approved for Juvenile Probation]** Mayor

Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees for shelter and intake services at the Department of Juvenile Probation

Enacted Number: 370-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the City Operations and Neighborhood Services Committee

070452 [Minor Sidewalk Encroachments - Public right-of- way occupancy assessment fee] Supervisor Alioto-Pier

Ordinance amending Public Works Code Section 723.2 to clarify that the public right-of-way occupancy assessment fee for minor sidewalk encroachments applies to specified building permits and to all subsidewalk basements.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070042 [Liquor License Transfer, 1369 Folsom Street]

Resolution determining that the transfer of a Type 48 on-sale general public premises license from 289 8th Street to 1369 Folsom Street (District 6) to John Gardiner and Joseph Banks for the Hole in the Wall Saloon will will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Enacted Number: 367-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Land Use and Economic Development Committee

061537 [Repeal of Planning Commission alternative review process] Supervisor Peskin

Ordinance amending Planning Code Section 306 and Administrative Code Sections 2A.53 and 31.04 to repeal provisions that are void by their own terms and concern an alternative review process if the Planning Commission were unable to meet because a majority of its members has not been nominated, approved, and sworn in to office.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070628 **[Describing the Limits on the Redevelopment Agency's Use of Eminent Domain to Acquire Real Property in Existing Redevelopment Plan Project Areas]** Mayor, Supervisor Peskin

Ordinance describing the limits in existing redevelopment plans on acquisition of real property by the Redevelopment Agency of the City and County of San Francisco through the use of eminent domain, in compliance with a new requirement of the California Community Redevelopment Law.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070681 **[Zoning - Pacific Avenue Individual Area Neighborhood Commercial District]** Supervisor Peskin

Ordinance adding Planning Code Sections 732 et seq. to establish the Pacific Avenue Individual Area Neighborhood Commercial District, as specifically defined herein and generally encompassing the length of Pacific Avenue from Polk Street to Taylor Street; deleting Section 236, the Garment Shop Special Use District; amending the City's Zoning Map Sectional Maps 1, 1H, 2, and 2H to reflect the boundaries of the Pacific Avenue Neighborhood Commercial District, other associated zoning changes, and related changes to height and bulk districts and amending Zoning Map Sectional Map 1 SU to delete the Garment Shop Special Use District; and making environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070764 **[Changing Official Sidewalk Width - Jessie Street]**

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1574 to change the official sidewalk width on the northerly side of Jessie Street westerly of Ecker Street; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; and requiring relocation, modifications, or both of facilities affected by the sidewalk width change. (Public Works Department)

Supervisor McGoldrick requested to be added as sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Rules Committee

070270 **[Charter Amendment - Limiting hold-over service by members of City boards and commissions]** **Supervisors McGoldrick, Ammiano**

Charter amendment (First Draft) to add Section 4.101.5 to limit hold-over service by members of City boards and commissions whose terms have expired.

Continued to July 10, 2007 with the Board Sitting as a Committee of the Whole.

Supervisor Elsbernd, seconded by Supervisor McGoldrick, moved that this Charter Amendment be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070677 **[Charter Amendment - Requiring the Mayor or four or more members of the Board of Supervisors proposing to submit an initiative to the voters to submit the measure to the Board of Supervisors** **Supervisors Elsbernd, Peskin, McGoldrick, Alioto-Pier, Maxwell**

Charter amendment (First Draft) to amend Sections 2.113 and 3.100 to require the Mayor or four or more members of the Board of Supervisors proposing to submit an initiative to the voters to submit the measure to the Board of Supervisors first for a public hearing.

Continued to July 10, 2007 with the Board Sitting as a Committee of the Whole.

Supervisor Elsbernd, seconded by Supervisor McGoldrick, moved that this Charter Amendment be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070939 **[Charter Amendment - Prior Board review of initiatives submitted by the Mayor or four or more members of the Board of Supervisors; limiting hold-over service by members of City boards and** **Supervisors Elsbernd, McGoldrick, Ammiano, Peskin, Alioto-Pier, Maxwell**

Charter amendment (First Draft) to amend Sections 2.113 and 3.100 to require the Mayor or four or more members of the Board of Supervisors proposing to submit an initiative to the voters to submit the measure to the Board of Supervisors first for a public hearing, and to add Section 4.101.5 to limit hold-over service by members of City boards and commissions whose terms have expired.

Supervisor Elsbernd, seconded by Supervisor McGoldrick, moved to combine File No. 070270 and File No. 070677 to create File No. 070939.

Continued to July 10, 2007 with the Board Sitting as a Committee of the Whole.

Supervisor Elsbernd, seconded by Supervisor McGoldrick, moved that this Charter Amendment be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recess

The Board recessed at the hour of 3:22 p.m.

Reconvening of the Board

The Board reconvened at the hour of 3:30 p.m.

Calling the Roll

The following Supervisors were noted present: Alioto-Pier, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval - 8

Supervisors Ammiano and Dufty were noted present at 3:34 p.m.

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

Privilege of the Floor

Supervisor Elsbernd, seconded by Supervisor Dufty, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Supervisor Elsbernd welcomed, introduced, and presented a Certificate of Honor to Lieutenant Thomas Catchings of the Sheriff's Department, on the occasion of his retirement. Sheriff Michael Hennessey thanked the Board and commended Lt. Catchings.

Supervisor Peskin welcomed, introduced, and presented Certificates of Honor to Scott Shaw and Nelson Wong, Department of Public Works, on the occasion of their retirement.

Recess

The Board recessed at the hour of 3:37 p.m.

Reconvening of the Board

The Board reconvened at the hour of 4:01 p.m.

Calling the Roll

The following Supervisors were noted present: Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, Mirkarimi, Peskin, Sandoval - 9

Supervisor McGoldrick was noted present at 4:06 p.m.

SPECIAL ORDER 4:00 P.M.

Supervisor Jew Excused From Voting

Supervisor Elsbernd, seconded by Supervisor Sandoval, moved to excuse Supervisor Jew, at his request, from voting on File Nos. 070694, 070695, 0707696 and 070697 because of possible conflict of interest. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Alioto-Pier

070694 **[Public Hearing - Appeal of Determination of Exemption from Environmental Review for 2462 - 27th Avenue]**

Hearing of persons interested in or objecting to the decision of the Planning Department's determination that a project at 2462 - 27th Avenue (Building Permit Application No. 2005.10.14.5610, Case No. 2006.0378D) is exempt from environmental review under the California Environmental Quality Act (CEQA). The proposal would remove the bedroom at the rear of the building and construct a three-story horizontal addition at the rear of the building and a one-story vertical addition. The vertical addition would set back 11' from the front building wall and measure 53' in depth. There will be a new roof deck built into the roof within the 11' front setback area on a single family dwelling, located in a RH-1 (Residential, House, One-Family) District and a 40-X Height and Bulk District (Assessor's Block 2399, Lot 026). (Appellant: Stephen M. Williams)

(Filed May 15, 2007; companion measure to 070695, 070696, 070697; District 4.)

Stephen Williams, Attorney for the appellant

Male Speaker, in support of appellant

Sylvia Johnson, in support of appellant

Karen Mitchell, in support of appellant

Miriam, in support of appellant

Harriet Julinus, in support of appellant

Jennifer Ng, in support of appellant

Nancy Wuerfel, in support of appellant

Inge Horton, in support of appellant

Joseph McInerny, in support of appellant

Chris Mitchell, in support of appellant

Vincent Marsh, in support of appellant

Paul Maltzer and Sophie Middlebrook, Representatives of the Planning Department, reviewed with the Board the Planning Department's recommendation.

Judy Rensler, Attorney for the project sponsor

Rebuttal:

Stephen Williams, Attorney for the Appellant

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

(Only one of the following two motions should be adopted.)

070695 [Affirming the categorical exemption issued for 2462-27th Avenue]

Motion affirming the determination by the Planning Department that the 2462-27th Avenue project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Supervisor McGoldrick, seconded by Supervisor Daly, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 7 - Ammiano, Daly, Dufty, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 2 - Elsbernd, Maxwell
Absent: 1 - Alioto-Pier
Excused: 1 - Jew

070696 [Disapproving the categorical exemption issued for 2462-27th Avenue]

Motion disapproving the determination by the Planning Department that the 2462-27th Avenue project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Enacted Number: M07-76

Supervisor McGoldrick, seconded by Supervisor Daly, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Alioto-Pier

Excused: 1 - Jew

070697 [Preparation of findings related to the 2462-27th Avenue project]

Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 2462-27th Avenue is exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Enacted Number: M07-77

APPROVED by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Alioto-Pier
Excused: 1 - Jew

SPECIAL ORDER 4:30

070708 [Public Hearing - Appeal of Final Mitigated Negative Declaration - 3400 Cesar Chavez Street]

Hearing of persons interested in or objecting to the decision of the Planning Department adopted and issued on April 19, 2007, approving a Final Mitigated Negative Declaration (File No. 2005.0030E), for the proposed demolition of the existing building and construction of a new four-story building that would house a Walgreens store and up to three other small retail spaces on the ground floor, as well as 60 one-, two-, and three-bedroom owner-occupied residential units above. The building would be about 115,000 gross square feet in size and approximately 50 feet in height. A total of about 97 parking spaces would be provided, with most located in a basement parking garage. The ground-floor retail stores would serve as a podium for a residential courtyard above. Access to the residential and employee parking garage would be from Bartlett Street, while access to surface-level customer parking for the retail stores would be from Cesar Chavez Street. The project site is located within an NC-3 (Moderate Scale Neighborhood Commercial) zoning district and within a 50-X height and bulk district in the Mission neighborhood. (Appellant: Nick Pagoulatos on behalf of the Mission Anti-displacement Coalition.)

(Filed May 22, 2007; companion measure to Files 070709, 070710, 070711, District 9.)

Continued to July 17, 2007

Supervisor Daly, seconded by Supervisor Ammiano, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Alioto-Pier

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the mitigated negative declaration decision described above, you may be limited to raising only those issues

you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

070709 [Affirming adoption of the mitigated negative declaration for the 3400 Cesar Chavez Street Project]

Motion affirming Planning Commission adoption of the final mitigated negative declaration for the 3400 Cesar Chavez Street Project.

Continued to July 17, 2007

Supervisor Daly, seconded by Supervisor Ammiano, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Alioto-Pier

070710 [Reversing adoption of the mitigated negative declaration for the 3400 Cesar Chavez Street Project]

Motion reversing the Planning Commission adoption of the final mitigated negative declaration for the 3400 Cesar Chavez Street Project.

Continued to July 17, 2007

Supervisor Elsbernd, seconded by Supervisor Ammiano, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Alioto-Pier

070711 [Preparation of findings to reverse adoption of the mitigated negative declaration for 3400 Cesar Chavez Street]

Motion directing the Clerk of the Board to prepare findings reversing the Planning Commission adoption of the final mitigated negative declaration for the 3400 Cesar Chavez Street Project.

Continued to July 17, 2007

Supervisor Elsbernd, seconded by Supervisor Ammiano, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Alioto-Pier

COMMITTEE REPORTS

070721 [MOU, San Francisco Police Officers' Association Mayor (SFPOA)]

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (SFPOA), to be effective July 1, 2007 through June 30, 2011.

(Fiscal Impact.)

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

Abudullah Megaheed; expressed concern with issues related to homelessness

James Chaffee; expressed concern with issues related to the Public Library

Gene Eplett; expressed concern with issues related to the City's budget

Eugene Gordon, Jr.; expressed concern with issues related to violations of human rights

Otto Duffy; expressed concern with various issues

John Di Donna; expressed concern with issues related to Octavia Boulevard

Female Speaker; expressed concern with issues related to the police officers pay

Rev. Amos Brown; expressed concern with issues related to the conduct of Board members during Board meetings

Male Speaker; expressed concern with issues related to the City's priorities in trimming trees

Peter Wiegaudt; expressed concern with issues related to taxi cab drivers

Vicky Lydner; expressed concern with issues related to the Blue Angels

Richard Robinson; expressed concern with issues related to homelessness

Sylvia Johnson; expressed concern with various issues

Richard Knee; expressed concern with issues related to the Blue Angels

Female Speaker; requested clarification on what can be presented at general public comment at Board meetings

Supervisor Alioto-Pier was noted absent at 3:08 p.m.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

070914 **[Accept and Expend State Grant - Department of the Environment]** **Mayor**

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $90,000 from the California Department of Toxics Substances for the purpose of collaborating with California Green Business Network members to develop a regional, web-based database that will help Green Business Programs manage and track data.

Enacted Number: 353-07
ADOPTED

070932 **[Trevor Hailey Plaque]** **Supervisors Dufty, Ammiano**

Resolution honoring the unparalleled contributions of Trevor Hailey and recognizing Trevor as the Castro's original unofficial historian through the installation of a plaque at the Castro MUNI station honoring Trevor Hailey and all of her contributions to San Francisco and the Castro neighborhood.

Enacted Number: 363-07
ADOPTED

070934 **[Supporting funding for the Central Subway]** **Supervisors Peskin, Dufty, Jew**

Resolution supporting the pending action by the Metropolitan Transportation Commission to direct $100 million in state infrastructure bond funding and efforts by San Francisco's Congressional Delegation to secure $15 million in

Fiscal Year 2008 Federal New Starts funding for the Central Subway project.

Supervisors Dufty and Jew requested to be added as co-sponsors.

Enacted Number: 371-07

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Alioto-Pier

Severed From Without Reference to Committee Agenda

Supervisor Elsbernd requested that this matter be severed so that it might be considered separately.

070892 **[Directing City Staff to report on actions to restrict Bisphenol-A in children's products]** **Supervisor Alioto-Pier**

Resolution directing San Francisco's Department of Health and Department of the Environment to submit a report with recommendations on potential actions that can be adopted to address risks to public health from exposure to Bisphenol-A and to base that report on the findings of a National Institute of Health review panel along with the concerns of representatives of the scientific and children's health communities.

Supervisor Elsbernd, seconded by Supervisor Ammiano, moved that this Resolution be TABLED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Alioto-Pier

Supervisor Elsbernd requested that this matter be severed so that it might be considered separately.

070930 **[Requesting the San Francisco Housing Authority apply for federal grants, seek waiver of property taxes due the City, report the physical conditions of rental properties and status of** **Supervisor Mirkarimi**

Resolution requesting the San Francisco Housing Authority to: apply for federal Hope IV funding; seek Board approval of Payment in Lieu of Taxes; Provide copies of any HUD proposed MOU regarding resolution of Troubled status; provide copies and status of property management proposal for Hunter's Point redevelopment area projects; provide a physical inspection report of SFHA Properties and inform residents living in substandard housing of their rights to demand improvements.

(No Economic Impact)

Supervisor Elsbernd requested that this matter be referred to Committee.

REFERRED to the Public Safety Committee.

Supervisor Elsbernd requested that this matter be severed so that it might be considered separately.

070931 **[Seeking a permanent halt to the Blue Angels air show over San Francisco]** Supervisor Daly

Resolution seeking a permanent halt to the annual Blue Angels air show over the City of San Francisco.

(No Economic Impact)

Supervisor Elsbernd requested that this matter be referred to Committee.

REFERRED to the Government Audit and Oversight Committee.

Supervisor Jew requested that this matter be severed so that it might be considered separately.

070933 **[Declaring intent of the City and County of San Francisco with regard to pending legislation amending the Medical Cannabis Act of 2005]** Supervisor Alioto-Pier

Resolution declaring the intent of the City and County of San Francisco not to take enforcement action against those medical cannabis dispensaries that have properly applied for the necessary permits before July 1, 2007, while current legislation is pending.

Supervisor Elsbernd, seconded by Supervisor Sandoval, moved to excuse Supervisor Jew from voting on this matter,due to a possible conflict of interest.

Motion to excuse Supervisor Jew from voting on this matter was passed without objection.

Enacted Number: 372-07

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Alioto-Pier
Excused: 1 - Jew

070935 **[Supporting the Lorraine Hansberry Theatre]** Supervisors Peskin, Dufty, Mirkarimi, Sandoval, Maxwell, McGoldrick, Ammiano, Daly

Resolution supporting the Lorraine Hansberry and its contributions to the cultural life of San Francisco and its Theater District.

Supervisor Maxwell requested that this matter be severed so that it might be considered separately.

Supervisors Maxwell, McGoldrick, Ammiano, and Daly requested to be added as a co-sponsors.

Enacted Number: 364-07

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Alioto-Pier

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding.Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Purely Commendatory Finding] Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Ammiano, seconded by Supervisor Dufty, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

[Brown Act Finding] Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Ammiano, seconded by Supervisor Dufty, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070940 **[Honoring Tim King for his 37 years of dedicated service to the City and County of San Francisco and declaring Friday, June 29th, 2007 as Tim King Day in the City and County of San** Supervisor Dufty

Resolution honoring Tim King for his 37 years of dedicated service to the City and County of San Francisco and declaring Friday, June 29th, 2007 as Tim King Day in the City and County of San Francisco.

(No Economic Impact)

Enacted Number: 365-07

Supervisor Ammiano, seconded by Supervisor Dufty, moved that this Resolution be ADOPTED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

070947 **[Exempting Wind Turbines from Height Limits in Supervisor Ammiano Bernal Heights]**

Ordinance amending the San Francisco Planning Code by amending Section 242 (e)(1)(D) to exempt certain wind power generators from height limitations within the Bernal Heights Special Use District.

(No Economic Impact)

6/26/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/26/2007. Sponsor requests that the item be referred to Rules Committee for public hearing.

070828 **[Open Space Fund Financing]** Mayor

Ordinance approving the issuance and sale of lease revenue bonds payable from the Park, Recreation and Open Space Fund to finance various park projects as further described herein; approving the form of a First Amendment to Site Lease by and between the City and County of San Francisco Finance Corporation (the "Corporation") and the City and County of San Francisco (the "City") relating to certain City-owned properties located in the City (as further described herein); approving the form of a First Supplemental Lease by and between the Corporation and the City; approving the form of a First Supplemental Trust Agreement by and between the Corporation and a trustee (including certain indemnities contained therein); approving the form of an Assignment Agreement by and between the Corporation and a trustee; approving the form of an official notice of sale and a notice of intention to sell the lease revenue bonds; directing the publication of the notice of intention to sell the lease revenue bonds; approving the form of an official statement in preliminary and final form; approving the form of a continuing disclosure certificate; authorizing the payment of costs of issuance; authorizing reimbursement of certain expenditures; authorizing the establishment of a contingency fund; adopting findings under the California Environmental Quality Act and findings pursuant to City Planning Code Section 101.1; and ratifying previous actions taken in connection therewith.

(Supervisor Daly dissented in Committee.) (No Economic Impact)

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

6/26/07, SUBSTITUTED. Supervisor Peskin submitted a substitute ordinance bearing same title.

6/26/07, ASSIGNED to Budget and Finance Committee.

070961 **[Recreation and Park Commission--Authorization Supervisor McGoldrick to Modify Golf Course Hours and Fees; Creation of Golf Course Task Force]**

Ordinance adding Section 12.46 to Article 12 of the San Francisco Park Code to authorize the Recreation and Park Commission to modify golf course hours and fees; and to create a Golf Course Task Force that will evaluate measures to reduce General Fund support for operation and maintenance of golf courses, and explore alternative revenue sources.

(No Economic Impact)

6/26/07, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
07/09/07 - Referred to Planning for determination of environmental impact.
07/20/07 - Response received from Planning, exempt from CEQA.07/26/07 - Fee ad placed for the meeting of August 8, 2007.

Resolutions

070930 **[Requesting the San Francisco Housing Authority Supervisor Mirkarimi apply for federal grants, seek waiver of property taxes due the City, report the physical conditions of rental properties and status of**

Resolution requesting the San Francisco Housing Authority to: apply for federal Hope IV funding; seek Board approval of Payment in Lieu of Taxes; Provide copies of any HUD proposed MOU regarding resolution of Troubled status; provide copies and status of property management proposal for Hunter's Point redevelopment area projects; provide a physical inspection report of SFHA Properties and inform residents living in substandard housing of their rights to demand improvements.

(No Economic Impact)

6/19/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

6/26/07, REFERRED to Public Safety Committee. Supervisor Elsbernd requested that this matter be referred to Committee.

070931 **[Seeking a permanent halt to the Blue Angels air Supervisor Daly show over San Francisco]**

Resolution seeking a permanent halt to the annual Blue Angels air show over the City of San Francisco.

(No Economic Impact)

6/19/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

6/26/07, REFERRED to Government Audit and Oversight Committee. Supervisor Elsbernd requested that this matter be referred to Committee.

070940 **[Honoring Tim King for his 37 years of dedicated Supervisor Dufty service to the City and County of San Francisco and declaring Friday, June 29th, 2007 as Tim King Day in the City and County of San**

Resolution honoring Tim King for his 37 years of dedicated service to the City and County of San Francisco and declaring Friday, June 29th, 2007 as Tim King Day in the City and County of San Francisco.

(No Economic Impact)

6/26/07, ADOPTED.

070952 **[Urging regulation of the left-turn lane from Fell Street onto Masonic Avenue in order to increase the safety of bicyclists and pedestrians]** Supervisor Mirkarimi

Resolutions urging the Municipal Transportation Agency create a traffic signal phase solely for bicycle and pedestrian traffic crossing Masonic Avenue and a separate left-turn signal for motorists turning left from Fell Street onto Masonic Avenue.

(No Economic Impact)

6/26/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070953 **[Supporting AB 508 to amend the State Welfare and Institutions Code]** Supervisor Mirkarimi

Resolution in support of Assembly Bill 508, which would amend Section 18901.3 of the State Welfare and Institutions Code in order to fully repeal the ban on drug felons' eligibility to receive Food Stamps.

(No Economic Impact)

6/26/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070954 **[Miles For Peace- Cyclists Traversing the World for a Cause]** Supervisor Mirkarimi

Resolution commending Miles For Peace for advocating the pacifist message of Iranian people to other nations around the world through the creative use of a European and North American bike ride between the dates of May 10th, 2007 and July 11th, 2007.

(No Economic Impact)

6/26/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070955 **[Declaring July 22, 2007 as San Francisco Theater Day in San Francisco]** Supervisor Alioto-Pier

Resolution declaring Saturday, July 22, 2007 as San Francisco Theatre Day.

(No Economic Impact)

6/26/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070956 **[Issuance and Sale of Revenue Bonds - Schools of the Sacred Heart]** Supervisor Sandoval

Resolution approving the issuance and sale of revenue bonds by the ABAG

Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed $33,000,000 to finance educational projects owned and operated by the Schools of Sacred Heart - San Francisco.

(No Economic Impact)

6/26/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070957 **[Urging the California State Legislature to oppose Assembly Bill 830]** **Supervisor McGoldrick**

Resolution urging the California State Legislature to oppose Assembly Bill 830 which would allow for the continued degradation of our public spaces through the conversion of existing billboards along California's landscaped highways to a digital format.

(No Economic Impact)

6/26/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070958 **[Competitive bidding of City contracts for Property Management and Supportive Housing]** **Supervisors Peskin, Ammiano, Mirkarimi, McGoldrick**

Resolution calling on the Department of Public Health to issue a Request for Proposal for Property Management and Supportive Housing services.

(No Economic Impact)

6/26/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070963 **[Directing City staff to report on actions to restrict Bisphenol-A in children's products]** **Supervisor Alioto-Pier**

Resolution directing San Francisco's Department of Public Health and Department of the Environment to submit a report with recommendations on potential actions that can be adopted to address risks to public health from exposure to Bisphenol-A and to base that report on the findings of a National Toxicology Program report along with the concerns of interested parties including representatives of the scientific and children's health communities.

(No Economic Impact)

6/26/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

070941 **[Metro Charter School lease to occupy the Newcomer High School campus]** **Supervisor Alioto-Pier**

Hearing on the Metro Charter School lease to occupy the Newcomer High School campus. 1) What was the process by which the Newcomer school was

leased to the Metro Charter School? 2) Where do the Metro students live? 3) What public outreach was conducted prior to signing the lease?

(No Economic Impact)

6/26/07, RECEIVED AND ASSIGNED to City and School District Select Committee.

070942 [Sunset Boulevard Landscaping Maintenance Issues] Supervisor Jew

Hearing to determine why Sunset Boulevard has been allowed to become overgrown with dead grass and other plantings on both sides of Sunset Boulevard, to establish a remedial maintenance schedule, and to provide public assurance should the state of Sunset Boulevard result in a fire or safety hazard to nearby property owners.

(No Economic Impact)

6/26/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070943 [City's golf course revenue collection practices and expenditures] Supervisor McGoldrick

Hearing to consider the request of the Controller to perform a review of the City's golf course revenue collection practices and expenditures.

(No Economic Impact)

6/26/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070944 [Removal of the trash receptacles in the Richmond District] Supervisor McGoldrick

Hearing to discuss the removal of the trash receptacles at various locations in the Richmond District, how it has affected the small businesses and residents, requesting that the trash receptacles be replaced immediately to all locations including: 1) Park Presidio NW corner bus stop, 2) 15th Avenue NW corner in front of 711 and SW corner, 3) 16th Avenue SW corner, 4) 17th Avenue NE corner Geary Mall, NW corner, 5) 18th Avenue NE corner, SW and SE corners, 6) 19th Avenue NE, SE and NW corners, 7) 20th Avenue SE and NE corners, and 8) 21st AVenue NE.

(No Economic Impact)

6/26/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Motions

070945 [Legislative Analyst Request - Elected official's code of conduct] Supervisor McGoldrick

Motion requesting the Legislative Analyst to look into best practices on elected official's code of conduct.

(No Economic Impact)

6/27/07, ASSIGNED to Board of Supervisors. Scheduled for Board consideration July 10, 2007.

070946 **[Amending the Rules of Order Governing the Board of Supervisors]** **Supervisors Alioto-Pier, Dufty**

Motion amending the Rules of Order Governing the Board of Supervisors to adopt a Code of Conduct.

(No Economic Impact)

6/26/07, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED ORDINANCES

070901 **[Contracting Process for San Francisco General Hospital Rebuild Project]**

Ordinance authorizing the Director of Public Works to issue a Request for Proposals for the services of a Construction Manager/General Contractor for the San Francisco General Hospital Rebuild Program and to award a contract for such services based on the best qualifications and fee. This ordinance further authorizes the Director to negotiate and obtain prices from certain core subcontractors and to allow them to become subcontractors to the CM/GC, provided said prices are validated by City-retained cost estimators. (Public Works Department)

(Fiscal Impact.) (No Economic Impact)

6/15/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070904 **[Permits for communications companies and equipment]**

Ordinance amending Chapter 11, Article 1 of the San Francisco Administrative Code by amending Sections 11.1 and 11.9 to authorize state video franchise holders and personal wireless service carriers to obtain utility conditions permits, requiring persons installing personal wireless service facilities in the public rights-of-way to obtain personal wireless service facilities site permits, imposing fees for personal wireless service facilities site permits, and making environmental findings. (Public Works Department)

6/18/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/26/2007.

PROPOSED RESOLUTIONS

070902 **[Master Agreements for Federal and State transportation funds]**

Resolution authorizing the Director of Public Works or his or her designee to execute Master Agreements between the City and County of San Francisco,

through its Department of Public Works, and the California Department of Transportation. (Public Works Department)

(No Economic Impact)
6/15/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

PROPOSED MOTIONS

Requests Granted

From: Supervisor McGoldrick

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft legislation that would require removal of illegal wheat paste posters within 24 hours of notice and strengthen penalties (through fines among other things) levied on violators and repeat violators. Additionally, the Supervisor requests the City Attorney draft legislation to authorize the Department of Public Works to be able to immediately abate the illegal wheat pasted blight after the violator does not comply within 24 hours, and escalate penalties against the violator in terms of fees, fines, costs of abatement and possible permit withdrawing/withholding in this case.

From: Supervisor Daly

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to promote ethical work place standards for elected officials and public employees. The proposed legislation should raise to the highest standards the City's provisions against sexual harassment and preventing hostile work environments. To that end the legislation should prohibit sexual relations between supervisors or managers and employees, making supervisors and managers the responsible parties for such relationships; prohibit and enact penalties on intoxication and substance abuse during meetings of advisory bodies, boards, commission and legislative bodies; and promote higher standards of attendance of elected and appointed officials at official public meetings.

In Memoriams

Dante R. Del Chiaro - Supervisor Sandoval

Judy Black - Supervisors Elsbernd, Dufty, and Daly

John Kendall Redmond - Supervisor Ammiano

Special Board of Supervisors Meeting

Budget and Finance Committee

June 25, 2007

At the hour of 1:47 p.m. Supervisor McGoldrick was noted present at the Budget and Finance meeting creating a quorum of the Board of Supervisors. A Special Board of Supervisors meeting was convened.

Present: Supervisors Peskin, Ammiano, Dufty, Mirkarimi, Eslbernd, McGoldrick

070887 Resolution concurring with the Controller's certification that services can be performed by private contractor for a lower cost than similar work performed by City and County employees for golf course maintenance services at the Department of Recreation and Park.

Recessed to June 28, 2007:

Ayes: 5 - Daly, Ammiano, Dufty, Mirkarimi, Elsbernd

At the hour of 2:17 p.m. Supervisor McGoldrick was noted absent and there was no longer a quorum of the Board of Supervisors.

The Special Board of Supervisors meeting adjourned at 2:17 p.m.

Special Board of Supervisors Meeting

Budget and Finance Committee

June 28, 2007

At the hour of 12:47 p.m. Supervisor Sandoval was noted present at the Budget and Finance meeting creating a quorum of the Board of Supervisors. A Special Board of Supervisors meeting was convened.

Present: Supervisors Peskin, Ammiano, Dufty, Mirkarimi, Elsbernd, and Sandoval

070778 Hearing to consider the Annual Budget for Administrative Services, Public Works, Telecommunications & Information Services, Child Support Services, Human Services Agency, Public Health, Asian Art Museum, Art Commission, Children, Youth & Families, Children and Families Commission, Fine Arts Museums, Academy of Sciences, County Education Office, War Memorial, and Department on the Status of Women for fiscal year 2007-2008.

Tabled by the following votes:

Ayes: 5 - Daly, Ammiano, Dufty, Mirkarimi, Elsbernd

At the hour of 1:05 p.m. Supervisor Sandoval was noted absent and there was no longer a quorum of the Board of Supervisors.

At the hour of 2:48 p.m. Supervisor McGoldrick was noted present at the

Budget and Finance meeting creating a quorum of the Board of Supervisors. A Special Board of Supervisors meeting was reconvened.

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Elsbernd, McGoldrick

070887 Resolution concurring with the Controller's certification that services can be performed by private contractor for a lower cost than similar work performed by City and County employees for golf course maintenance services at the Department of Recreation and Park.

Referred without recommendation by the following vote:

Ayes: 5 - Daly, Ammiano, Dufty, Mirkarimi, Elsbernd

At the hour of 3:16 p.m. Supervisor McGoldrick was noted absent and there was no longer a quorum of the Board of Supervisors.

ADJOURNMENT

There being no further business the Board adjourned at the hour of 9:40 p.m.

Angela Calvillo, Clerk of the Board

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 31, 2007.

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee. Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4)standing in the Legislative Chamber. Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer. THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383For information, call (415) 554-5184. Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling

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City and County of San Francisco
Board of Supervisors

July 10, 2007

City and County of San Francisco

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San Francisco, CA 94102-4689

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MEETING MINUTES

Tuesday, July 10, 2007
2:00 PM
Legislative Chamber - Second Floor
Regular Meeting

Board of Supervisors

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Members Present: *Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Ed Jew, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.*

Members Excused: *None.*

Members Absent: *None.*

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:06 p.m. On the call of the roll Supervisor was noted absent.

There was a quorum.

APPROVAL OF MEETING MINUTES

Supervisor Mirkarimi, seconded by Supervisor Jew, moved to approve the Special Board Meeting Minutes of April 20, 2007. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

CONSENT AGENDA

Recommendations of the Land Use and Economic Development Committee

070452 [Minor Sidewalk Encroachments - Public right-of- Supervisor Alioto-Pier way occupancy assessment fee]

Ordinance amending Public Works Code Section 723.2 to clarify that the public right-of-way occupancy assessment fee for minor sidewalk encroachments applies to specified building permits and to all subsidewalk basements.

Enacted Number: 165-07

FINALLY PASSED

061537 [Repeal of Planning Commission alternative review process] Supervisor Peskin

Ordinance amending Planning Code Section 306 and Administrative Code Sections 2A.53 and 31.04 to repeal provisions that are void by their own terms and concern an alternative review process if the Planning Commission were unable to meet because a majority of its members has not been nominated, approved, and sworn in to office.

Enacted Number: 168-07

FINALLY PASSED

070628 [Describing the Limits on the Redevelopment Agency's Use of Eminent Domain to Acquire Real Property in Existing Redevelopment Plan Project Areas] Mayor, Supervisor Peskin

Ordinance describing the limits in existing redevelopment plans on acquisition of real property by the Redevelopment Agency of the City and County of San Francisco through the use of eminent domain, in compliance with a new requirement of the California Community Redevelopment Law.

Enacted Number: 170-07

FINALLY PASSED

070681 [Zoning - Pacific Avenue Individual Area Neighborhood Commercial District] Supervisor Peskin

Ordinance adding Planning Code Sections 732 et seq. to establish the Pacific Avenue Individual Area Neighborhood Commercial District, as specifically defined herein and generally encompassing the length of Pacific Avenue from Polk Street to Taylor Street; deleting Section 236, the Garment Shop Special Use District; amending the City's Zoning Map Sectional Maps 1, 1H, 2, and 2H to reflect the boundaries of the Pacific Avenue Neighborhood Commercial District, other associated zoning changes, and related changes to height and bulk districts and amending Zoning Map Sectional Map 1 SU to delete the Garment Shop Special Use District; and making environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.

Enacted Number: 167-07

FINALLY PASSED

070764 [Changing Official Sidewalk Width - Jessie Street]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1574 to change the official sidewalk width on the northerly side of Jessie Street westerly of Ecker Street; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; and requiring relocation, modifications, or both of facilities affected by the sidewalk width change. (Public Works Department)

Enacted Number: 166-07

FINALLY PASSED

070655 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

RIGHT TURN ONLY ONTO CARTER STREET - ESTABLISH
Walbridge Street, eastbound onto Carter Street

NO TURN ON RED - RESCIND
Geneva Avenue, eastbound, at Carter Avenue and Walbridge Street

ONE-WAY STREET - ESTABLISH
Florentine Street, southbound (uphill), from Mission Street to Brunswick Street

LEFT LANE MUST TURN LEFT - ESTABLISH
Buchanan Street, northbound, at Hermann Street (Parking and Traffic Department)

(5/3/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street. DPW Order No. 3356)

Enacted Number: 385-07

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

070966 **[Adopting findings related to disapproving the categorical exemption issued for 2462 27th Avenue]**

Motion adopting findings related to disapproving the determination by the Planning Department that the 2462 27th Avenue project is categorically exempt from environmental review under the California Environmental Quality Act. (Board of Supervisors)

Supervisor Jew was previously excused from voting on this matter.

Enacted Number: M07-82

APPROVED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Elsbernd
Excused: 1 - Jew

Recommendation of the Public Safety Committee

070721 [MOU, San Francisco Police Officers' Association (SFPOA)] Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (SFPOA), to be effective July 1, 2007 through June 30, 2011.

(Fiscal Impact.)

Enacted Number: 169-07

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

NEW BUSINESS

Recommendations of the Budget and Finance Committee

070773 [Government Funding for Fiscal Year 2007-2008] Mayor

Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2008.

(Fiscal Impact.)

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070774 [Public Employment for Fiscal Year 2007-2008] Mayor

Consolidated Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2008, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

(Fiscal Impact.)

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070826 **[Redevelopment Agency Budget and Bonds]**

Resolution approving the Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2007-2008, approving the Issuance by the Redevelopment Agency of Bonds in an aggregate principal amount of not to exceed $125,800,000 to finance a portion of redevelopment activities described in such approved Budget for fiscal year 2007-2008; and approving additional General Fund loans to the Redevelopment Agency in the aggregate amount of $463,000, consisting of a $303,000 loan to complete a potential redevelopment plan for the Visitacion Valley Survey Area and a $160,000 loan for Bayview Hunters Point Survey Area C planning costs. (Redevelopment Agency)

(Fiscal Impact.) (Supervisor Mirkarimi dissented in committee.)

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070840 **[Treasure Island Development Authority Budget]** Mayor

Resolution approving the Budget of the Treasure Island Development Authority for fiscal year 2007-2008.

(Fiscal Impact.)

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070739 **[Accept-Expend Federal Grant - Department of Economic and Workforce Development]** **Supervisors Mirkarimi, Ammiano**

Ordinance authorizing the Department of Economic and Workforce Development to retroactively accept and expend a grant in the amount of $200,000 in FY 2006-07 from the Private Industry Council of San Francisco, Inc. for workforce development administration, contracting, and data management, and amending the Annual Salary Ordinance to provide for the creation of certain grant-funded positions.

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this

Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070740 [Accept-Expend Federal Grant - Department of Economic and Workforce Development] Supervisors Mirkarimi, Ammiano

Ordinance authorizing the Department of Economic and Workforce Development to accept and expend a grant in the amount of $5,765,890 in FY 2007-2008 from the California Employment Development Department for workforce development, and amending the Annual Salary Ordinance to provide for the creation of certain grant-funded positions.

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070808 [Increasing fees for certain services provided by the Medical Examiner] Mayor

Ordinance amending San Francisco Administrative Code Section 8.14, by raising the fees for removal of remains, cremation services, and making environmental findings.

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070809 [San Francisco Administrative Code - First Offender Prostitution Program Fee] Mayor

Ordinance amending Ordinance No. 289-98 (Sec. 10.193-1 of the Administrative Code of the City and County of San Francisco) establishing the First Offender Prostitution Program Fee, to remove reference to Penal Code Section 647(b), to allow the Office of the District Attorney to send all eligible prostitution-related offenders to the department's First Offender Prostitution Program (FOPP) diversion class.

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070810 [Patient Rates - Public Health] Mayor

Ordinance amending Section 128 of the San Francisco Health Code to set patient rates and other services provided by the Department of Public Health, effective July 1, 2007.

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070811 **[Public Works Code - Fees for various permits]** Mayor

Ordinance amending Public Works Code Sections 2.1.1, 2.1.2, and 724.1 to update and codify various permit fees, including permits for caf, tables and chairs, commemorative plaques, debris boxes, driveways, minor sidewalk encroachments, pipe barriers, sidewalks, street encroachments, street improvements, temporary street space occupancy; and making environmental findings.

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070812 **[Amending Subsections of Section 106 of the San Francisco Fire Code to increase fees for certain Fire Department services and permits]** Mayor

Ordinance making environmental findings and amending Sections 106.2, 106.3, 106.7, 106.8, 106.9, 106.10, 106.11, 106.15, 106.17 and Tables 106-B and 106-C of the San Francisco Fire Code to increase fees for certain Fire Department services and permits, to become operative on its effective date or on July 1, 2007, whichever is later.

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070813 **[Amending Sections of the San Francisco Business and Tax Regulations Code to increase certain Fire Department licensing fees]** Mayor

Ordinance making environmental findings, amending Sections 90, 93, 93.1, 94, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246 and 247 of the San Francisco Business and Tax Regulations Code to increase licensing fees for certain permits issued by the Fire Department, and repealing Section 242.1 of the San Francisco Business and Tax Regulations Code, to become operative on its effective date or on July 1, 2007, whichever is later.

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070815 **[Recreation and Park Department - Athletic Fees]** Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.36, to revise the fee schedule for use of athletic fields.

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070816 **[Recreation and Park Department - Harding Park Fees]** Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.12, to revise the time for super twilight play, to establish fees for shotgun tournaments, and to authorize the Recreation and Park Commission to approve special promotions not to exceed a 20% discount of the applicable rate.

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070817 **[Recreation and Park Department - Clubhouse Rental Fees]** Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.21, to increase the fees for renting clubhouses in San Francisco parks.

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070818 **[Recreation and Park Department - Junior Golf Tournament Fees]** Mayor

Ordinance making environmental findings and adding San Francisco Park Code, Article 12, Section 12.43, to establish fees for Junior and Family golf tournaments.

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070819 [Recreation and Park Department - Program Fees] Mayor

Ordinance making environmental findings and adding San Francisco Park Code, Article 12, Section 12.44, to establish a fee structure for recreational programs, subject to the review and approval of the Recreation and Park Commission.

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070820 [Recreation & Park Department - Reservation Administrative Fees] Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, by adding Section 12.45 to establish administrative fees.

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070821 [Recreation & Park Department - Change to Resident Golf Card Fee] Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.32, to increase the annual fee for San Francisco Resident Golf Cards from $40.00 to $45.00 and imposing administrative fees.

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070822 [Recreation and Park Department - Wedding Fees] Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.07, to increase the fees for holding weddings in San Francisco parks.

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070823 [Retiree Health Benefits Fund] Mayor, Supervisor

Elsbernd

Ordinance amending the San Francisco Administrative Code by adding Section 10.100-275, to create a Retiree Health Benefits Fund. (Mayor)

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070849 **[Establishing the HOPE SF Fund and provide for appropriations to the Fund]** Mayor, Supervisor Maxwell

Ordinance amending the San Francisco Administrative Code by adding Section 10.100-370, to: establish the HOPE SF Fund; direct the City to appropriate $5,000,000 to the Fund for FY 2007-2008 and set City policy regarding future appropriations to the Fund; identify the permitted uses of moneys so deposited; and, set forth provisions for the administration of such fund.

(Fiscal Impact.)

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070702 **[Second Amendment to Catholic Charities Sublease of Housing Units on Treasure Island]**

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a second amendment to the sublease with Catholic Charities to increase utility rates. (Treasure Island Development Authority)

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070703 **[Second Amendment to Community Housing Partnership Sublease of Housing Units on Treasure Island]**

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a second amendment to the sublease with Community Housing Partnership to add 42 residential units to the premises, to increase the common area maintenance charge and to increase utility rates. (Treasure Island Development Authority)

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this

Resolution be **CONTINUED.** The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070704 **[First Amendment to Haight Ashbury Free Clinics Sublease of Housing Units on Treasure Island]**

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a first amendment to the sublease with Haight Ashbury Free Clinics to increase utility rates. (Treasure Island Development Authority)

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Resolution be **CONTINUED.** The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070705 **[First Amendment to Rubicon Programs Sublease of Housing Units on Treasure Island]**

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a first amendment to the sublease with Rubicon Programs to increase utility rates. (Treasure Island Development Authority)

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Resolution be **CONTINUED.** The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070706 **[First Amendment to Swords to Plowshares Sublease of Housing Units on Treasure Island]**

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a first amendment to the sublease with Swords to Plowshares to increase utility rates. (Treasure Island Development Authority)

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Resolution be **CONTINUED.** The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070707 **[Second Amendment to Walden House Sublease of Housing Units on Treasure Island]**

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a second amendment to the sublease with Walden House to add 12 residential units to the premises, to increase the common area maintenance charge and to increase utility rates. (Treasure Island Development Authority)

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070824 [Approval of FY07-08 Expenditure Plan for the Human Services Care Fund] Mayor

Resolution approving the FY07-08 Expenditure Plan for the Human Services Care Fund.

(Fiscal Impact.)

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070888 [Jurisdictional transfer of property from DPW to HSA] Mayor

Resolution transferring jurisdiction of certain real property located at 1 Cashmere Street (Assessors Block 4720, Lot 7; the Sojourner Truth Child Care Center), 200 Cashmere Street (Assessors Block 4710, Lot 6; the MLK Nursery School), 100 Whitney Young Circle (Assessors Block 4711, Lot 6; the Earl P. Mills Community Center), and 1030 Oakdale Avenue (Assessors Block 4714, Lot 7; the Captain William Sorey Nursery School), from the Department of Public Works to the Human Services Agency.

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070827 [Disbursements from Budget Savings Fund] Mayor

Resolution approving disbursements from the Budget Savings Incentive Fund.

(Fiscal Impact.)

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070885 [Proposition J Contract/Certification of specified contracted-out services for Department of Elections] Mayor

Resolution concurring with the Controller's certification that services can be

performed by private contractor for a lower cost than similar work performed by City and County employees for absentee voter ballot distribution services for Department of Elections.

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

From Budget and Finance Committee Without Recommendation

070887 [Proposition J Contract/Certification of specified Mayor contracted-out services for Recreation and Park]

Resolution concurring with the Controller's certification that services can be performed by private contractor for a lower cost than similar work performed by City and County employees for golf course maintenance services at the Department of Recreation and Parks.

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Land Use and Economic Development Committee

070657 [Repealing expired and superceded provision establishing Heavy Truck Loading Zones] Supervisor McGoldrick

Ordinance amending the San Francisco Traffic Code by repealing expired Section 33.3.1 establishing heavy truck loading zones, and making a conforming change to Section 132 to eliminate the penalty for violating Section 33.3.1. (Municipal Transportation Agency)

Supervisor McGoldrick requested to be added as sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070658 [Eliminating obsolete peddler permitting program that expired in 1989] Supervisor McGoldrick

Ordinance amending the San Francisco Traffic Code by amending Section 68 to remove obsolete references to Traffic Zone No. 1 and an expired permitting program for peddlers. (Municipal Transportation Agency)

Supervisor McGoldrick requested to be added as sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070659 **[Establishing restrictions on trucks and buses on portions of Broderick, Ellis, and Eddy Streets and St. Joseph's Avenue]** Supervisor Mirkarimi

Ordinance amending the San Francisco Police Code by adding Sections 1183.37 through 1183.40 and amending the San Francisco Traffic Code by adding Sections 28.1.171 through 28.1.174 to establish bus and vehicle weight restrictions on portions of Broderick Street, St. Joseph's Avenue, Eddy Street and Ellis Street. (Municipal Transportation Agency)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070656 **[Parking Regulations]**

Resolution enacting and rescinding parking regulations at various locations.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Market Street, north side, from 64 feet to 143 feet west of Castro Street (a 79-foot zone);
Mason Street, west side, from Jefferson Street to 40 feet southerly (removes two parking meter spaces to accommodate buses turning left onto Mason Street); and,
Geneva Avenue, south side, from Carter Street to 100 feet westerly.

UNMETERED MOTORCYCLE PARKING - ESTABLISH
Minnesota Street side of 1415 Indiana Street, from 2 feet to 9 feet north of the Minnesota Street driveway for 1415 Indiana Street (accommodating two unmetered motorcycle parking spaces).

RESIDENTIAL PERMIT PARKING AREA "H" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Beachmont Drive, both sides, between Sloat Boulevard and Lagunitas Drive (unit block).

RESIDENTIAL PERMIT PARKING AREA "R" (2-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Grove Street, both sides, between Buchanan and Webster Streets (700 block).

DIAGONAL (60-DEGREE ANGLE) PARKING - ESTABLISH
Stanyan Street, east side, from Fulton Street to McAllister Street (legalizing existing conditions) (Parking and Traffic Department)

(5/3/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street. DPW Order No. 3356)

Enacted Number: 384-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070742 **[Traffic Regulation]** **Supervisor Maxwell**

Resolution enacting temporary "Street Closed to Vehicular Traffic" regulation on Mendell Street between Palou Avenue and 70 linear feet southwest of Oakdale Avenue from 6:30 A.M. to 3:30 P.M. on every Wednesday from May 23, 2007 through December 30, 2009.

Enacted Number: 383-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Board of Supervisors Sitting as a Committee of the Whole

070270 **[Charter Amendment - Limiting hold-over service by members of City boards and commissions]** **Supervisors McGoldrick, Ammiano**

Charter amendment (First Draft) to add Section 4.101.5 to limit hold-over service by members of City boards and commissions whose terms have expired.

ORDERED SUBMITTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Jew

070677 **[Charter Amendment - Requiring the Mayor or four or more members of the Board of Supervisors proposing to submit an initiative to the voters to submit the measure to the Board of Supervisors** **Supervisors Elsbernd, Peskin, McGoldrick, Alioto-Pier, Maxwell**

Charter amendment (First Draft) to amend Sections 2.113 and 3.100 to require the Mayor or four or more members of the Board of Supervisors proposing to submit an initiative to the voters to submit the measure to the Board of Supervisors first for a public hearing.

ORDERED SUBMITTED by the following vote:

Ayes: 7 - Alioto-Pier, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Peskin
Noes: 4 - Ammiano, Daly, Mirkarimi, Sandoval

070939 **[Charter Amendment - Prior Board review of initiatives submitted by the Mayor or four or more members of the Board of Supervisors; limiting hold-over service by members of City** **Supervisors Elsbernd, McGoldrick, Ammiano, Peskin, Alioto-Pier, Maxwell**

boards and

Charter amendment (First Draft) to amend Sections 2.113 and 3.100 to require the Mayor or four or more members of the Board of Supervisors proposing to submit an initiative to the voters to submit the measure to the Board of Supervisors first for a public hearing, and to add Section 4.101.5 to limit hold-over service by members of City boards and commissions whose terms have expired.

The President inquired as to whether or any member of the public wished to address the Board members.

There were none.

The President declared the public hearing closed.

Supervisor Elsbernd, seconded by Supervisor Dufty, moved that this Charter Amendment be TABLED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

Privilege of the Floor

Supervisor Sandoval, seconded by Supervisor Dufty, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Supervisor Sandoval introduced, welcomed and presented a Certificate of Honor to Rising Immigrant Scholars through Education.

SPECIAL ORDER 3:30 P.M.

070876 [Public Hearing - Appeal of Tentative Parcel Map for 4344 17th Street]

Hearing of persons interested in or objecting to the decision of the Department of Public Works dated May 30, 2007 (Case No. 2007.0013S), disapproving a proposed Tentative Parcel Map for a 3 lot subdivision located at 4344 17th Street, Lot 054, in Assessor's Block No. 2646. (Appellant: Sia Tahbozof, SST Investments)

(Filed June 11, 2007; companion measure to Files 070876, 070877, 070878, 070879; District 8.)

Appellant: Sia Tahbozof

Bruce Storrs, Department of Public Works, County Surveyor reviewed the Department's recommendation with the Board members.

AnMarie Rodgers; Planning Department reviewed with the Board members the Department's recommendation.

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Tentative Parcel Map described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

070877 **[Approving decision of the Director of Public Works and disapproving the Tentative Parcel Map for 4344 17th Street]**

Motion approving the decision of the Director of Public Works and disapproving the Tentative Parcel Map for a 3-lot subdivision located at 4344 17th Street, Lot 054 in Assessor's Block 2646.

Enacted Number: M07-78

Supervisor Dufty, seconded by Supervisor McGoldrick, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070878 **[Disapproving decision of the Director of Public Works and approving the Tentative Parcel Map for 4344 17th Street]**

Motion disapproving the decision of the Director of Public Works for a 3-lot subdivision located at 4344 17th Street, Lot 054 in Assessor's Block 2646; reversing the decision of the Planning Department; finding the tentative map consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1, and approving the subdivision.

Supervisor Dufty, seconded by Supervisor McGoldrick, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070879 **[Preparation of findings related to the appeal of the Tentative Parcel Map for 4344 17th Street]**

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision concerning a Tentative Parcel Map for a 3-lot subdivision located at 4344 17th Street, Lot 054 in Assessor's Block 2646.

Enacted Number: M07-79

Supervisor Dufty, seconded by Supervisor McGoldrick, moved that this Motion be **APPROVED.** The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recess

The Board recessed at the hour of 3:46 p.m.

Reconvening of the Board

The Board reconvened at the hour of 4:06 p.m.

Calling the Roll

The following Supervisors were noted present: Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, Mirkarimi, Peskin, Sandoval - 10

Supervisor McGoldrick was noted present at 4:50 p.m.

SPECIAL ORDER 4:00 P.M.

Supervisor Sandoval was noted absent at 4:43 p.m.

070789 **[Public Hearing - Appeal of Categorical Exemption for 1135-1139 Green Street]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated April 10, 2007, Case No. 2005.0842E, (Building Permit Application No. 2005.06.16.5311), exempting from environmental review under Categorical Exemption Class 1 [State Guidelines, Section 15301(e)]. The proposal would add a new basement and construct an underground parking garage for five vehicles. The 3,000-square foot (sq ft) basement storage area would extend approximately nine feet below three existing townhome structures constructed in 1908 and listed on the Here Today historic register; the approximately 3,000-sq ft garage, would extend about 18-1/2 feet below grade. The project would require breaching and excavating behind a large retaining wall on Green Street to allow for the removal of 2,400 cubic yards of soil. Access to the garage would be through a 9-foot by 10-foot wooden roll-up garage door on Green Street. The site is on a rectangular parcel of 5,275 sq ft within the block (Assessor's Block 0125; Lots 115, 116, 117). The project site, located in the Russian Hill neighborhood, is zoned RH-3 (Residential, House-Three Family) and is within a 40-X Height and Bulk District. (Appellant: Jamie Cherry on behalf of the Russian Hill Community Association)

(Filed May 30, 2007; companion measure to 070790, 070791, 070792; District 3.)

Joseph Butler, Representative for the appellant

Elizabeth Wright; support of the appellant

Richard Lerner; support of appellant

Kathleen Courtney; support of appellant

William Kostura; support of appellant

Female speaker; support of appellant

Priscilla Wadswroth; support of appellant

Sylvia Johnson; support of appellant

John Bardis; support of appellant

Bill Wycko, Jeremy Batis and Adam Light, Planning Department representatives reviewed with the Board members the Department's recommendation.

Brett Gladstone, Representative for the project sponsor

Russ Naylor, Architect; support of the project sponsor

Bob Mahoney; support of the project sponsor

Hadie Yip; support of project sponsor

Chris Johnson; support of project sponsor

Pat Buskavich; support of project sponsor

Jay Turnbull; support of project sponsor

Larry Holmberg; support of project sponsor

Penelope Clark; support of project sponsor

Lynn Jefferson: support of project sponsor

Katie Lewis;support of project sponsor

Carol Ann Rogers; support of project sponsor

Female speaker; support of project sponsor (read a letter in support) of project sponsor)

BJ Holmberg; support of project (read a letter in support of project sponsor)

Taylor Glassmore; support project sponsor

Al Geenly; support of project sponsor

Rias; support of project sponsor

Naomi Blass; support of project sponsor (read a letter in support of project sponsor)

Steve Kendrick; support of project sponsor

Leslie Rule; support of project sponsor

Rebuttal Period:

Joseph Butler; Representative for the appellant

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

070790 **[Affirming the categorical exemption issued for the 1135-1139 Green Street Project]**

Motion affirming the determination by the Planning Department that the 1135-1139 Green Street Project is categorically exempt from environmental review under the California Environmental Quality Act.

Enacted Number: M07-80

Supervisor Alioto-Pier, seconded by Supervisor Dufty, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 8 - Alioto-Pier, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Noes: 2 - Ammiano, Daly
Absent: 1 - Sandoval

070791 **[Disapproving the categorical exemption issued for the 1135-1139 Green Street Project]**

Motion disapproving the determination by the Planning Department that the 1135-1139 Green Street Project is categorically exempt from environmental review under the California Environmental Quality Act.

Supervisor Alioto-Pier, seconded by Supervisor Dufty, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 8 - Alioto-Pier, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Noes: 2 - Ammiano, Daly

Absent: 1 - Sandoval

070792 **[Preparation of findings related to the appeal of the categorical exemption for the 1135-1139 Green Street Project]**

Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the 1135-1139 Green Street Project is exempt from environmental review under the California Environmental Quality Act.

Enacted Number: M07-81

Supervisor Alioto-Pier, seconded by Supervisor Dufty, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 8 - Alioto-Pier, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Noes: 2 - Ammiano, Daly
Absent: 1 - Sandoval

SPECIAL ORDER 4:30 P.M.

070800 **[Public Hearing - Appeal of Categorical Exemption from Environmental Review - Citywide Wireless Broadband Internet Access Network Ordinance]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated April 20, 2007, Case No. 2007.0097E, exempting from environmental review under Categorical Exemption [State CEQA Guidelines, Sections 15301(b), 15303(d), & 15303(e); Class Numbers 1 and 3], the proposed project is an ordinance proposed by the Mayor (Board File No. 070077) that would approve one or more agreements (hereafter "the Agreement") between EarthLink, Inc. and the City and County of San Francisco. The Agreement would permit EarthLink to manage, operate, and install within the City rights-of-way a citywide wireless broadband internet access network that would provide free or affordable internet access for San Francisco residents, workers, and visitors. The project would involve installation within the City rights-of-way of a communications system consisting of two types of above-ground equipment: transmitters and backhaul devices. The Agreement does not specify proposed locations for the communications equipment, and EarthLink has not yet selected such locations. (Appellant: Jeff Hoffman, on behalf of the San Francisco Neighborhood Antenna Free Union (SNAFU).)

(Filed May 30, 2007; companion measure to Files 070801, 070802, 070803.)

Continued to July 24, 2007

Supervisor Dufty, seconded by Supervisor Ammiano, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

Pursuant to Government Code Section 65009, the following notice is hereby

given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

070801 **[Affirming the categorical exemption issued for the Citywide Wireless Broadband Internet Access Network Ordinance]**

Motion affirming the determination by the Planning Department that the Citywide Wireless Broadband Internet Access Network Ordinance is categorically exempt from environmental review under the California Environmental Quality Act.

Continued to July 24, 2007

Supervisor Dufty, seconded by Supervisor Ammiano, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

070802 **[Disapproving the categorical exemption issued for the Citywide Wireless Broadband Internet Access Network Ordinance]**

Motion disapproving the determination by the Planning Department that the Citywide Wireless Broadband Internet Access Network Ordinance is categorically exempt from environmental review under the California Environmental Quality Act.

Continued to July 24, 2007

Supervisor Dufty, seconded by Supervisor Ammiano, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

070803 **[Preparation of findings related to the appeal of the categorical exemption for the Citywide Wireless Broadband Internet Access Network Ordinance]**

Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the Citywide Wireless Broadband Internet Access Network Ordinance is exempt from environmental review under the California Environmental Quality Act.

Continued to July 24, 2007

Supervisor Dufty, seconded by Supervisor Ammiano, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

COMMITTEE REPORTS

070724 [Charter Amendment - San Francisco Affordable Housing Fund] Supervisors Daly, Ammiano

Charter amendment (Second Draft) to add Section 16.127 to: establish a baseline appropriation and set aside the equivalent of an annual tax of two and one-half cents [$0.025] on each one hundred dollars ($100) of assessed property tax valuation for the next fifteen (15) years to support affordable housing programs; require the Mayor to prepare an affordable housing plan every three (3) years; affirm City policy urging the Redevelopment Agency to use at least fifty percent (50%) of its tax increment funds for low and moderate income housing; and setting an expiration date of July 1, 2023.

Supervisor Daly, seconded by Supervisor Mirkarimi, moved that this Charter Amendment be AMENDED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Charter amendment (Third Draft) to add Section 16.127 to: establish a baseline appropriation and set aside the equivalent of an annual tax of two and one-half cents [$0.025] on each one hundred dollars ($100) of assessed property tax valuation for the next fifteen (15) years to support affordable housing programs; require the Mayor to prepare an affordable housing plan every three (3) years; affirm City policy urging the Redevelopment Agency to use at least fifty percent (50%) of its tax increment funds for low and moderate income housing; and setting an expiration date of July 1, 2023.

Continued to July 17, 2007 with the Board Sitting as a Committee of the Whole

Supervisor Ammiano requested to be added as a co-sponsor.

CONTINUED AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070726 [Charter Amendment - Requiring the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of] Supervisor Daly

Charter amendment (First Draft) to amend Sections 2.103 and 3.100 to require the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of the Board and to authorize the Board to adopt rules and guidelines.

Continued to July 17, 2007

Supervisor Daly, seconded by Supervisor Mirkarimi, moved that this Charter Amendment be CONTINUED. The motion carried by the following

vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070727 **[Ability of Mayor and Board to amend MTA budget and regulate MTA operations; Controller to administer MTA quality review; MTA Director as ex officio Parking Authority Director; transit** Supervisors McGoldrick, Sandoval

Charter amendment (First Draft) to amend Sections 8A.102, 8A.106, and 8A.107, to provide that: the Municipal Transportation Agency's budget shall be subject to the City's normal budget process; the Municipal Transportation Agency shall be subject to regulation by the Board of Supervisors; the Municipal Transportation Agency must comply with voter-approved ordinances; and, the Controller, rather than the Agency, shall administer the biennial municipal transportation quality review survey and study.

Continued to July 17, 2007

Supervisor McGoldrick, seconded by Supervisor Daly, moved that this Charter Amendment be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070938 **[Charter Amendment - To provide retirement benefits for police department employees who were also airport police officers prior to December 27, 1997, as if they had been members of the** Supervisor McGoldrick

Charter amendment (Third Draft) to amend Sections A8.506-2 and A8.597-11 (a) to authorize the Board of Supervisors to amend a contract with the Public Employees Retirement System in order to transfer to the San Francisco Employees' Retirement System the assets and liabilities of certain airport police officers, and by adding Section A8.597-10(d) to include time worked as an airport police officer in the calculation for retirement benefits for police department employees.

Supervisor McGoldrick, seconded by Supervisor Ammiano, moved that this Charter Amendment be AMENDED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Charter amendment (Fourth Draft) to amend Sections A8.506-2 and A8.597-11(a) to authorize the Board of Supervisors to amend a contract with the Public Employees Retirement System in order to transfer to the San Francisco Employees' Retirement System the assets and liabilities of certain airport police officers, and by adding Section A8.597-10(d) to include time worked as an airport police officer in the calculation for retirement benefits for police department employees.

Continued to July 17, 2007 with the Board Sitting as a Committee of the Whole

Supervisor Dufty, seconded by Supervisor Mirkarimi, moved that this Charter Amendment be CONTINUED AS AMENDED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070730 [Charter Amendment - Renewal of Library Preservation Fund for fifteen-year term and authorization to issue debt for Library purposes secured by and/or repaid from the Fund] Supervisors Peskin, Maxwell, Elsbernd, Alioto-Pier, Mirkarimi, McGoldrick, Dufty, Ammiano, Sandoval

Charter amendment (Second Draft) to repeal the existing Section 16.109 and to add a new Section 16.109, to renew the Library Preservation Fund for fifteen years and to authorize the City and County of San Francisco to issue debt for Library purposes secured by and/or repaid from the Fund.

Continued to July 17, 2007

Supervisor Dufty, seconded by Supervisor Mirkarimi, moved that this Charter Amendment be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070731 [Charter Amendment - Emissions Reduction and Transit Reform] Supervisor Peskin

Charter amendment (Second Draft) to amend Sections 8A.100 through 8A.106, 8A.108 through 8A.110, 8A.112 through 8A.113, 9.118, and A8.404; repealing Section 16.110; re-numbering Sections 16.100 and 16.102 as 8A.114 and 8A.115, respectively; and requiring the Board of Supervisors to adopt an ordinance amending the Traffic Code to repeal any provision in conflict with this measure and convert such provisions to rules and regulations of the Municipal Transportation Agency Board of Directors, all to increase the efficiency, effectiveness and autonomy of the Municipal Transportation Agency and to reduce greenhouse gas emissions from San Francisco's transportation sector.

Continued to July 17, 2007

Supervisor Maxwell, seconded by Supervisor Mirkarimi, moved that this Charter Amendment be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070846 [Traffic Regulation for Marina Farmers' Market] Supervisor Alioto-Pier

Resolution enacting temporary "Street Closed to Vehicular Traffic" regulation on Steiner Street between Lombard and Chestnut Streets from 10:00 a.m. to 5:15 p.m. on every Tuesday between July 17, 2007 through October 30, 2007.

Enacted Number: 380-07

ADOPTED by the following vote:

Ayes: 8 - Alioto-Pier, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 3 - Ammiano, Daly, Jew

070464 **[Accept and Expend Federal Funds - Fiscal Year 2006 Lead Hazard Reduction Demonstration Grant Program]** Supervisors Maxwell, Peskin, Mirkarimi, Ammiano, Dufty

Resolution authorizing the Mayor of the City and County of San Francisco to accept and expend a grant from the U.S. Department of Housing and Urban Development for lead-based paint hazard reduction in a total amount not to exceed $3,350,000, which includes controller's costs of $33,500

Enacted Number: 378-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070918 **[Installing traffic island at Market Street and Octavia Boulevard, Central Freeway on-ramp]** Supervisors Dufty, Mirkarimi, Daly

Resolution approving a trial of up to six months to install a traffic island at the eastbound approach of Market Street and Octavia Boulevard (Central Freeway on-ramp) to reinforce the No Right Turn regulation.

Enacted Number: 381-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Sandoval
Noes: 1 - Peskin

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

Abdullah Megaheed; expressed concern with issues relating to the homeless

James Chaffee; expressed concern with issues relating to the SF Public Library

Walter; shared with the Board memorabilia

Eugene F. Gordon, Jr.; expressed concern with human rights conditions

Female speaker; expressed concern with issues to street conditions

Male speaker; expressed concern with issues with Senator Feinstein remarks and issues with Golden Gate Park

John Di Donna; expressed concern with issues of suicides from the Golden Gate Bridge

Richard DuPree; expressed concern with issues of Sigmond Grove and his original design

Richard McCloskey; expressed concern with issues of Sigmond Grove and his original design

Female speaker; expressed concern with issues relating to possible budget cuts at SFGH

Leo Tang; showed interest in the Youth Works and employing more youths in Supervisor's Offices

Silvia Johnson; expressed concern with issues relating to homelessness and the environment

Male Speaker; expressed concern with issues relating to the budget of San Francisco

Espanola Jackson; expressed concern with issues relating to the environmental conditions in the Bayview Hunter's Point

Peter Warfield; expressed concern with issues relating to the SF Public Library

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

070945 **[Legislative Analyst Request - Elected official's code of conduct]** **Supervisor McGoldrick**

Motion requesting the Legislative Analyst to look into best practices on elected official's code of conduct.

(No Economic Impact)

APPROVED by the following vote:
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

070952 [Urging regulation of the left-turn lane from Fell Street onto Masonic Avenue in order to increase the safety of bicyclists and pedestrians] Supervisor Mirkarimi

Resolutions urging the Municipal Transportation Agency create a traffic signal phase solely for bicycle and pedestrian traffic crossing Masonic Avenue and a separate left-turn signal for motorists turning left from Fell Street onto Masonic Avenue.

(No Economic Impact)

Enacted Number: 388-07
ADOPTED

070953 [Supporting AB 508 to amend the State Welfare and Institutions Code] Supervisor Mirkarimi

Resolution in support of Assembly Bill 508, which would amend Section 18901.3 of the State Welfare and Institutions Code in order to fully repeal the ban on drug felons' eligibility to receive Food Stamps.

(No Economic Impact)

Enacted Number: 377-07
ADOPTED

070954 [Miles For Peace- Cyclists Traversing the World for a Cause] Supervisor Mirkarimi

Resolution commending Miles For Peace for advocating the pacifist message of Iranian people to other nations around the world through the creative use of a European and North American bike ride between the dates of May 10th, 2007 and July 11th, 2007.

(No Economic Impact)

Enacted Number: 376-07
ADOPTED

070956 [Issuance and Sale of Revenue Bonds - Schools of the Sacred Heart] Supervisor Sandoval

Resolution approving the issuance and sale of revenue bonds by the ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed $33,000,000 to finance educational projects owned and operated by the Schools of Sacred Heart - San Francisco.

(No Economic Impact)

Enacted 382-07
Number:
ADOPTED

070957 [Urging the California State Legislature to oppose Assembly Bill 830] Supervisor McGoldrick

Resolution urging the California State Legislature to oppose Assembly Bill 830 which would allow for the continued degradation of our public spaces through the conversion of existing billboards along California's landscaped highways to a digital format.

(No Economic Impact)

Enacted 390-07
Number:
ADOPTED

070958 [Competitive bidding of City contracts for Property Management and Supportive Housing] Supervisors Peskin, Ammiano, Mirkarimi, McGoldrick

Resolution calling on the Department of Public Health to issue a Request for Proposal for Property Management and Supportive Housing services.

(No Economic Impact)

Enacted 389-07
Number:
ADOPTED

070963 [Directing City staff to report on actions to restrict Bisphenol-A in children's products] Supervisor Alioto-Pier

Resolution directing San Francisco's Department of Public Health and Department of the Environment to submit a report with recommendations on potential actions that can be adopted to address risks to public health from exposure to Bisphenol-A and to base that report on the findings of a National Toxicology Program report along with the concerns of interested parties including representatives of the scientific and children's health communities.

(No Economic Impact)

Enacted 387-07

Number:
ADOPTED

070989 [Supporting the weeklong student fast advocating for immigration reform] Supervisor Sandoval

Resolution supporting the weeklong student fast advocating for immigration reform that includes the DREAM Act.

Enacted 379-07
Number:
ADOPTED

070948 [Final Map - 74 New Montgomery Street]

Motion approving Final Map 3551, a 110 Unit Mixed-Use Condominium Project, located at 74 New Montgomery Street being a subdivision of Lot 033 in Assessors Block No. 3707 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,884; District 6.)

Enacted M07-83
Number:
APPROVED

070949 [Final Map - 1218 Leavenworth Street]

Motion approving Final Map 3997, a 7 Unit Residential Condominium Project, located at 1218 Leavenworth Street being a subdivision of Lot 023A in Assessors Block No. 0220 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,916; District 3.)

Enacted M07-84
Number:
APPROVED

070950 [Final Map - 1350 Natoma Street]

Motion approving Final Map 4262, a 8 Unit Residential Condominium Project, located at 1350 Natoma Street being a subdivision of Lot 089 in Assessors Block No. 3548 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,905; District 6.)

Enacted M07-85
Number:
APPROVED

070951 [Final Map - 988 Market Street]

Motion approving Final Map 3777, a 34 Unit Commercial Condominium Project, located at 988 Market Street being a subdivision of Lot 007 in

Assessors Block No. 0342 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,904; District 6.)

Enacted Number: M07-86
APPROVED

070960 **[Final Map - 33 Clementina Street]**

Motion approving Final Map 3615, a 6 Unit Residential Condominium Project, located at 33 Clementina Street being a subdivision of Lot 157 in Assessors Block No. 3736 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,915; District 6.)

Enacted Number: M07-87
APPROVED

070965 **[Final Map - 750 Van Ness Avenue and 650 Turk Street]**

Motion approving Final Map 3645, a 132 Unit Mixed-Use Condominium Project, located at 750 Van Ness Avenue and 650 Turk Street being a subdivision of Lot 028 in Assessors Block No. 0742 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,914; District 6.)

Enacted Number: M07-88
APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Severed From the Without Reference to Committee Agenda

Supervisor Alioto-Pier requested that this matter be severed so that it might be considered separately.

070955 **[Declaring July 22, 2007 as San Francisco Theater Day in San Francisco]** **Supervisor Alioto-Pier**

Resolution declaring Saturday, July 22, 2007 as San Francisco Theatre Day.

(No Economic Impact)

Supervisor Alioto-Pier, seconded by Supervisor Dufty, moved that this Resolution be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.** The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Resolution declaring Saturday, July 22, 2007 as San Francisco Theater Day.

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

070884 [Reorganization of the Family Violence Council to concentrate on child abuse and elder abuse in addition to domestic violence] Mayor, Supervisors Maxwell, Alioto-Pier

Ordinance amending Article XIX of the San Francisco Administrative Code to change the focus of the Family Violence Council to include child abuse and senior/adult dependent abuse in addition to domestic violence; reducing the membership of the Council's steering committee from ten members to three members (the three co-chairs of the Council); reducing the membership of the Council from 45 members (35 of whom are selected by the Steering Committee and 10 of whom are specified public officials or directors of nonprofit agencies, or their designees) to 19 members (17 required members who are specified public officials or directors of nonprofit agencies, or their designees, and 2 of whom are optional, at-large members appointed by the Steering Committee); eliminating the advisory committee to the Council and assigning the duties currently performed by the advisory committee to the Council as a whole; and deleting that portion of the Ordinance that allows the Council to establish an Interagency Domestic Violence Death Review Team.

(No Economic Impact)

7/10/07, RECEIVED AND ASSIGNED to Rules Committee.

7/10/07, SUBSTITUTED. Mayor submitted a sustitute ordinance bearing the same title.

7/10/07, ASSIGNED to Rules Committee.

070788 [Amendment to Contract with Geomatrix Consultants, Inc.]

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute an amendment to the contract with Geomatrix Consultants, Inc. to extend the term retroactively through June 30, 2008, to modify the scope of services, and to increase the contract by an amount not to exceed $180,000 for a new total amount not to exceed $1,259,000 for environmental consulting services. (Treasure Island Development Authority)

No Economic Impact

6/1/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

7/9/07, SUBSTITUTED.

7/9/07, ASSIGNED to Budget and Finance Committee. Treasure Island Development Authority submitted a substitute resolution bearing new title.

070997 **[MOU, San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 1)]** Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 1), to be effective July 1, 2007 through June 30, 2011.

(Fiscal Impact) (No Economic Impact)

7/10/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

070998 **[MOU, San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 2)]** Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 2), to be effective July 1, 2007 through June 30, 2011.

(Fiscal Impact) (No Economic Impact)

7/10/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

071001 **[Zoning Map Amendments Associated with the Laguna, Haight, Buchanan and Hermann Streets Special Use District]** Supervisor Ammiano

Ordinance amending Section Maps 7, 7H and 7SU of the Zoning Map of the City and County of San Francisco for the property described as Assessor's Blocks 857 and portions of Assessor's Block 870, bounded by Laguna, Buchanan, Haight and Hermann Streets, from P (Public) to either NC-3 (Moderate-Scale Neighborhood Commercial District) or RM-3 (Residential, Mixed Districts, Medium Density) and mapping the Laguna, Haight, Buchanan and Hermann Streets Special Use District; adopting findings, including findings under the California Environmental Quality Act.

(No Economic Impact)

7/10/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/9/2007.

071002 **[Laguna, Haight, Buchanan and Hermann Streets Special Use District]** Supervisor Ammiano

Ordinance approving the Laguna, Haight, Buchanan, and Hermann Streets Special Use District (SUD) by amending the San Francisco Planning Code by

adding Section 249.32 to create a new SUD bounded by Laguna, Haight, Buchanan and Hermann Streets (Assessor's Blocks 857 and portions of Assessor's Block 870) to permit a mixed-use project at the former UC Berkeley Extension property; and adopting findings, including findings under the California Environmental Quality Act.

(No Economic Impact)

7/10/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/9/2007.

071003 **[Consolidating the Public Campaign Financing Programs for Mayor and Board of Supervisors]** **Supervisor Daly**

Ordinance amending sections 1.104, 1.108, 1.130, 1.134.5, 1.136, 1.138, 1.140, 1.142, 1.144, 1.146, 1.148, 1.150, 1.152, 1.154, 1.156 and 1.170 and repealing sections 1.138.5, 1.140.5 and 1.144.5 of the Campaign and Governmental Conduct Code to combine the separate partial public financing programs for candidates for the Board of Supervisors and candidates for Mayor into one partial public financing program and raising the expenditure ceiling for candidates for the Board of Supervisors to $140,000.

(No Economic Impact)

7/10/07, RECEIVED AND ASSIGNED to Rules Committee.

071008 **[Police Incident Reports on Juveniles]** **Supervisor Maxwell**

Ordinance amending Article 8 of the San Francisco Police Code by adding Section 540 requiring any police officer who delivers a juvenile to the custody of the Juvenile Probation Department at the Juvenile Justice Center to simultaneously submit a completed police incident report.

(No Economic Impact)

7/10/07, RECEIVED AND ASSIGNED to Public Safety Committee. 7/17/07 - Referred to the Youth Commission for comment and recommendation.

071009 **[Construction Dust Control]** **Supervisors Maxwell, Peskin, Ammiano**

Draft Ordinance amending the San Francisco Building Code by adding new section to require applicants for permits to construct new buildings or demolish or add to existing buildings to control dust during site preparation activities.

(No Economic Impact)

7/10/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/9/2007.

071014 **[Updating a statutory reference in provision regarding settlement of minors' claims]** **Supervisor Peskin**

Ordinance amending the San Francisco Administrative Code by amending Section 10.22-1, to update a statutory reference in a Code provision regarding the settlement of claims made against the City by minors.

(No Economic Impact)

7/10/07, RECEIVED AND ASSIGNED to Rules Committee.

Resolutions

071000 **[Acceptance of State Grant Funds - Municipal Transportation Agency and the Department of Public Works]** **Supervisor Dufty**

Resolution authorizing the Municipal Transportation Agency and the Department of Public Works to accept and expend state Transportation Development Act (TDA) Article 3 funds totaling $769,274 for FY 2007-08 for various pedestrian and bicycle projects in the City and County of San Francisco, excluding citywide indirect costs.

(No Economic Impact)

7/9/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

071005 **[No Parking Anytime - Establish]** **Supervisor Jew**

Resolution estabishing NO PARKING ANYTIME on Lincoln Way, south side, from 45th Avenue to 40 feet westerly.

(No Economic Impact)

7/10/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

071006 **[Grant of Regional Funds - Municipal Transportation Agency]** **Supervisor Jew**

Resolution authorizing the Municipal Transportation Agency to accept and expend $600,000 of Regional Measure 2 funds for a Safe Routes to Transit project to construct safety improvements on Market Street.

(No Economic Impact)

7/10/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

071007 **[Landmark Designation Nomination for Tree Located at 1245 Masonic Avenue]** **Supervisors Mirkarimi, Peskin**

Resolution of Intent initiating the nomination of the Black Acacia Tree at 1245 Masonic Avenue for landmark tree status pursuant to Public Works Code Section 810(b), acknowledging the temporary designation of such tree pursuant to Public Works Code Section 810(d), and authorizing other official acts in furtherance of this Resolution.

(No Economic Impact)

7/10/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

071010 **[Zoning - Extension of Planning Commission review period]** Supervisor McGoldrick

Resolution extending by an additional 45 days the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend Planning Code Sections 315.3 and 315.6 of the Residential Inclusionary Affordable Housing Program to extend the requirements of the Program from all housing projects of five (5) units or more to all housing projects of two (2) units or more.

(No Economic Impact)

7/10/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071011 **[Endorsing the 2007 Immigrant Rights Summit]** Supervisors Ammiano, Daly, Alioto-Pier, Maxwell, Sandoval, Dufty, Peskin, Mirkarimi, Elsbernd

Resolution endorsing the 2007 Immigrant Rights Summit to be convened at the Bill Graham Civic Auditorium and declaring September 15, 2007 as Immigrant Rights Day in the City and County of San Francisco.

(No Economic Impact)

7/10/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071012 **[New Portola Branch Library groundbreaking]** Supervisors Maxwell, Ammiano

Resolution recognizing the groundbreaking ceremony for the new Portola Branch Library and commending the San Francisco Public Library and its team for their hard work and commitment to San Francisco and its residents.

(No Economic Impact)

7/10/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071013 **[Accept and Expend Foundation Grant - Department of the Environment]** Supervisor Maxwell

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $15,000 from the California Breathing for the purpose of implementing the Bayview Hunters Point (BVHP) Healthy Homes Project.

(No Economic Impact)

7/10/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071015 [Rescind One Hour Meters 1900 Polk Street] Supervisor Peskin
Resolution rescinding one hour meters on the 1900 Block of Polk Street.

(No Economic Impact)
7/10/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Requests for Hearing

070999 [Port/PUC benefits payment] Supervisor Alioto-Pier
Hearing on the Trans Bay Cable LLC agreeing to make a Public Trust Benefit Payment to the City and County of San Francisco as part of the Trans Bay Cable Agreement. (1) How will the Port expend $5,500,000 benefits payment? (2) How will the PUC expend the $20,000,000 benefits payment?

(No Economic Impact)
7/10/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071004 [San Francisco Zoo Entrance Fees] Supervisor McGoldrick
Hearing requesting the Budget Analyst to provide our office with the entrance fees to the San Francisco Zoo since the City approved their management agreement. Also, please provide how much has the City subsidized the Zoo since the management agreement.

(No Economic Impact)
7/10/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071016 [2006-2007 Civil Grand Jury Report - San Francisco Police Department]
Hearing on the recently published 2006-2007 Civil Grand Jury report regarding Compensation and Staffing Issues in the San Francisco Police Department. (Clerk of the Board)

(No Economic Impact)
7/3/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

071017 [2006-2007 Civil Grand Jury Report - Risk Management]
Hearing on the recently published 2006-2007 Civil Grand Jury report regarding Risk Management: Are the Managers Managing the Risks of the City?

(No Economic Impact)
7/3/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

071018 [2006-2007 Civil Grand Jury Report - The Entertainment Commission]

Hearing on the recently published 2006-2007 Civil Grand Jury report regarding The Entertainment Commission: A Work in Progress. (Clerk of the Board)

(No Economic Impact)

7/3/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

071019 [2006-2007 Civil Grand Jury Report - Parking for the Disabled]

Hearing on the recently published 2006-2007 Civil Grand Jury report regarding Parking for the Disabled - Abuse or Over-Use? (Clerk of the Board)

(No Economic Impact)

7/3/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

071021 [2006-2007 Civil Grand Jury Report - Greenhouse Gas Emissions]

Hearing on the recently published 2006-2007 Civil Grand Jury report regarding Can San Francisco Keep Its Promise to Reduce Greenhouse Gas Emissions? (Clerk of the Board)

(No Economic Impact)

7/3/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

071022 [2006-2007 Civil Grand Jury Report - Continuity Report]

Hearing on the recently published 2006-2007 Civil Grand Jury report regarding Continuity Report. (Clerk of the Board)

(No Economic Impact)

7/3/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

071023 [2006-2007 Civil Grand Jury Report - Department of Emergency Management and the Department of Public Health]

Hearing on the recently published 2006-2007 Civil Grand Jury report regarding Preparing for a Disaster: Administrative Commitment and Appropriate Funding in the Department of Emergeny Management and the Department of Public Health. (Clerk of the Board)

(No Economic Impact)

7/3/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED ORDINANCES

070976 [Settlement of Lawsuit - Edwin Macon, Sr.]

Ordinance authorizing settlement of the lawsuit filed by Edwin Macon, Sr. against the City and County of San Francisco for $225,000; the lawsuit was filed on August 14, 2006 in United States District Court, Northern District of California, Case No. C06-4904 SI; entitled Edwin Macon, Sr., et al., v. City and County of San Francisco, et al. (City Attorney)

(No Economic Impact)

6/26/07, RECEIVED AND ASSIGNED to Rules Committee.

070977 [Settlement of Lawsuit - Pacific Bell Telephone Company]

Ordinance authorizing settlement of the lawsuit filed by Pacific Bell Telephone Company against the City and County of San Francisco for $52,500.00; the lawsuit was filed on March 16, 2006 in San Francisco County Superior Court, Case No. 450-385; entitled Pacific Bell Telephone Company v. City and County of San Francisco, et al; there are no other material terms of said settlement. (City Attorney)

(No Economic Impact)

6/26/07, RECEIVED AND ASSIGNED to Rules Committee.

070978 [Settlement of Lawsuit - Nawal Rizkallah]

Ordinance authorizing settlement of the lawsuit filed by Nawal Rizkallah against the City and County of San Francisco for $100,000; the lawsuit was filed on April 3, 2006 in San Mateo Superior Court, Case No. 453874; entitled Nawal Rizkallah v. City and County of San Francisco, et al. (City Attorney)

(No Economic Impact)

6/26/07, RECEIVED AND ASSIGNED to Rules Committee.

070979 [Settlement of Lawsuit - Ophelia Alvarez]

Ordinance authorizing settlement of the lawsuit filed by Ophelia Alvarez against the City and County of San Francisco for $117,500; the lawsuit was filed on November 7, 2005 in San Francisco Superior Court, Case No. 446448; entitled Alvarez, et al., v. City and County of San Francisco, et al. (City Attorney)

(No Economic Impact)

6/26/07, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

070972 **[Authorizing Donation of Obsolete Fire Engine and Ambulance to San Francisco City College]**

Resolution authorizing Fire Department to donate an obsolete fire engine and ambulance to the Fire Sciences Program at San Francisco City College. (Fire Department)

(No Economic Impact)

6/19/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070973 **[Contract to fund a drug research study]**

Resolution authorizing the San Francisco Department of Public Health (DPH) to enter retroactively into a new subcontract from the Public Health Foundation Enterprises, Inc. (PHFE) in the amount of $95,851 to fund a drug research study; for the period of March 1, 2007 through May 31, 2008. (Public Health Department)

(No Economic Impact)

6/22/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070974 **[Contract funds to support HIV vaccine and prevention research]** **Supervisors** Dufty, Ammiano

Resolution authorizing the San Francisco Department of Public Health (DPH) to enter retroactively into a new subcontract from the Public Health Foundation Enterprises, Inc. (PHFE) to support the research of the San Francisco Vaccine and Prevention Unit (SFVPU) in the amount of $162,376; for the period of January 1, 2007 through September 30, 2007. (Public Health Department)

(No Economic Impact)

6/22/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Supervisor Dufty requested to be added as sponsor.

070975 **[Recurring FY 2007-2008 State grant funds to the Department of Public Health from the California Department of Health Services]**

Resolution authorizing the acceptance and expenditure of State grant funds by the San Francisco Department of Public Health (DPH) for FY 2007-2008. (Public Health Department)

(No Economic Impact)

6/22/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070980 **[Accept-Expend Federal Grant - Airport Commission]**

Resolution authorizing the Airport Commission to accept and expend funding

in a total amount of $2,297,483 from the Transportation Security Administration ("TSA") for Airport K-9 Explosives Detection Team Program. (Airport Commission)

(No Economic Impact)

6/29/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070981 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
McAllister Street, eastbound and westbound, at Stanyan Street, making this uncontrolled intersection a two-way STOP; and,

Ora and Topaz Ways, making this intersection an all-way STOP. (Parking and Traffic Department)

(6/26/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3375.) (No Economic Impact)

6/29/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

070982 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

MULTIPLE RIGHT TURN LANE - RESCIND
New Montgomery Street, southbound, at Mission Street.

NO U-TURNS - ESTABLISH
Webster Street, northbound and southbound, at Clay Street. (Parking and Traffic Department)

(6/26/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3375.) (No Economic Impact)

6/29/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

070983 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

PARKING METER AREA NO. 3 (1-HOUR PARKING TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - RESCIND
PARKING METER AREA NO. 3 (2-HOUR PARKING TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Sutter Street, north side, between Divisadero and Scott Streets; and
Post Street, south side, between Divisadero and Scott Streets.

PARKING METER AREA NO. 3 (2-HOUR PARKING TIME LIMIT, 9 AM TO 6 PM,

MONDAY THROUGH SATURDAY) - ESTABLISH
Post Street, north side, between Divisadero and Scott Streets; and,
Sutter Street, south side, between Divisadero and Scott Streets.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
New Montgomery Street, east side, from Mission Street to 80 feet northerly.

RESIDENTIAL PERMIT PARKING AREA "Y" (2-HOUR TIME LIMIT, 9 AM TO 6 PM, EVERYDAY) - ESTABLISH
Clementina Street, both sides, between 1st and 2nd Streets (unit block, includes addresses on both sides for permits, but signs will only be installed on the south side); and,
246 Second Street (no signs will be installed on 2nd Street, but residents will be eligible for Area "Y" permits).

PARKING METER AREA NO. 1 (1-HOUR PARKING TIME LIMIT, 7 AM TO 6 PM, MONDAY THROUGH SATURDAY) - RESCIND
Clementina Street, south side, between 1st and 2nd Streets (meters have been legislated, but have not been installed).

NO PARKING ANYTIME - RESCIND
TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Elizabeth Street, north side, between Sanchez and Vicksburg (300 block).

PERPENDICULAR (90-DEGREE ANGLE) PARKING (SOUTHBOUND DIRECTION) - ESTABLISH
DIAGONAL (45-DEGREE ANGLE) PARKING (NORTHBOUND DIRECTION) - ESTABLISH
Van Ness Avenue, center of the street, from North Point Street to 270 feet northerly at a proposed center island.

UNMETERED MOTORCYCLE PARKING - ESTABLISH
2037 Hyde Street, west side, between the driveways for #2037 and #2041 Hyde Street (10-foot zone accommodating two motorcycle parking spaces).

RESIDENTIAL PERMIT PARKING AREA "M" (2-HOUR TIME LIMIT, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Intersection of Avila Street, Cervantes Boulevard and Prado Street.

RESIDENTIAL PERMIT PARKING AREA "B" (2-HOUR TIME LIMIT, 9 AM TO 5 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
DeLong Street, west side, from Santa Cruz Avenue to the Daly City border (1 1/2 blocks).

TOW-AWAY, NO STOPPING ANYTIME, 3 PM TO 6 PM, MONDAY THROUGH FRIDAY -ESTABLISH
Diamond Street, west side, from Bosworth Street to 22 feet northerly,

UNMETERED MOTORCYCLE PARKING - ESTABLISH
Taylor Street, east side, from Pine Street to 25 feet southerly (creates 6 motorcycle parking spaces).

NO PARKING ANYTIME - ESTABLISH
1580 5th Avenue, south side, from the driveway for this address westerly to the driveway for 1585 5th Avenue (135-foot zone).

RESIDENTIAL PERMIT PARKING AREA "W" (2-HOUR TIME LIMIT, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Hampshire Street, both sides, between 26th and Cesar Chavez Streets (1400 block).

RESIDENTIAL PERMIT PARKING AREA "L" (2-HOUR TIME LIMIT, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Anza Street, both sides, between 2nd and 3rd Avenues (1100 block)

TOW-AWAY, NO STOPPING, 3 PM TO 7 PM, MONDAY THROUGH FRIDAY - RESCIND
TOW-AWAY, NO STOPPING, 4 PM TO 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
9th Street, both sides, between Howard and Market Streets.

TOW-AWAY, NO STOPPING, 3 PM TO 7 PM, MONDAY THROUGH FRIDAY - RESCIND
TOW-AWAY, NO STOPPING, 4 PM TO 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Hayes Street, south side, between Market and Franklin Streets; and,
Hayes Street, north side, between Polk Street and Van Ness Avenue.

TWO-HOUR PARKING TIME LIMIT, 7 AM TO 6 PM, MONDAY THROUGH SATURDAY
ESTABLISH
11th Street, both sides, from Harrison Street to Bryant Street (replaces meters on the
east side of the street); and,
Harrison Street, both sides, from 10th Street to 11th Street (replaces meters on the south side of the street); and
Bryant Street, both sides, from 10th Street to 11th Street (replaces meters on the north side of the street).

6/29/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Requests Granted

From: Supervisor Alioto-Pier
To: Director, Port
To: Director, Public Utilities Commission

Requesting/inquiring: Trans Bay Cable LLC has agreed to make a Public Trust Benefit Payment to the City and County of San Francisco as part of the Trans Bay Cable Agreement. According to Port Commission Resolution 07-23, the Port Commission will expend $5,500,000 to promote access to the waterfront and to implement energy efficiency and renewable energy policies and projects on Port Commission property. Additionally, the Public Utilities Commission will expend $20,000,000 over ten years to advance or promote projects that support the City's energy policies, the most significant of which is electricity reliability.

Supervisor Alioto-Pier inquires:

1. *How will the Port expend the $5,500,000 benefits payment?*
2. *How will the PUC expend the $20,000,000 benefits payment?*

From: Supervisor Daly
To: Chief, Police Department

Requesting/Inquiring: Requesting information regarding the following: Homicides in the Tenderloin, Aggressive Assaults in the Tenderloin, Vandalism in the Tenderloin, Robberies in the Tenderloin, and Drug and Narcotic arrests in the Tenderloin – Which of these crimes does your department report on, which of these crimes does you department investigate and how many of these crimes are solved? And also, would it be possible to receive the "Quality of Life" statistics for the month of March 01, 2007 until June 24, 2007.

From: Supervisor Elsbernd
To: Director, Public Utilities Commission

Requesting/Inquiring: Please provide a written response to the following:

Costs vs. Allowable Costs

1. *Would all of the "costs" embedded in the water and wastewater rates adopted June 12, 2007 by the SFPUC be considered "Allowable costs" under the standard CPUC model for private investor-owned water utilities?*

Water Rates

2. *Please explain who will pay the $0.42 per unit subsidy which will enable the 25,914 single family households currently using less than 3 units of water per month to pay only $2.08 per unit, when the cost of service to them is $2.50 per unit. Please explain why this subsidy is not in violation of Prop 218.*

Wastewater Rates

3. *What is the true cost of service to collect, treat and discharge one unit of residential wastewater?*
4. *Are singe-person households using 3 units or less of sewer service per month paying less than the cost of service for those units? Are these households being subsidized by ratepayers in Tiers 2 and 3? Does this violate Prop 218?*
5. *Why are the tiers for water rates different from the tiers for sewer rates?*
6. *How can the SFPUC justify the huge cost differential between the Tier 1 sewer rate and the Tier 2 sewer rates?*

General Fund Departments

7. *What is the current amount projected to be recovered from the General Fund departments? Annually?*
8. *Will the SF ratepayers receive a reduction in their bills to reflect the additional revenue collected from the General Fund departments?*

Low-Income Assistance Programs

9. *What is the dollar amount of regular ratepayer subsidies to the low-income assistance programs for FY05, FY 06, and FY 07?*
10. *Will SF ratepayers receive a reduction in their bills, reflecting the abolition of ratepayer subsidies to the low-income programs?*

From: Supervisor Mirkarimi

To: Director, Public Utilities Commission

Requesting/Inquiring: Requesting the Public Utilities Commission to report on the status of removing graffiti at the following locations:

Metal Poles

- *Southwest corner of Haight and Bush (near Bus Stop)*
- *212-214 Haight Street*
- *Fulton Street between Clayton and Ashbury (the full block and both sides of the block)*
- *Southeast corner of Fulton and Masonic*
- *1750 McAllister*

Wooden Pole

- *Northwest corner of Hayes and Masonic*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following property locations:

- *295 Gough*
- *512 Laguna*
- *550-560 Laguna*
- *2000 McAllister*
- *2186 Geary*
- *590 Baker*

From: Supervisor Mirkarimi
To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of removing graffiti from DPT property at the following locations:

- *Street Signal pole at the northwest corner of Fulton and Masonic*
- *"No Pedestrian Cross" signs at the northwest corner of Market and Gough*
- *"No Pedestrian Cross" signs at the northwest corner of Fell and Gough*
- *"STOP" sign – Northwest corner of Hayes and Broderick*
- *"STOP" sign – Southwest corner of McAllister and Broderick*
- *"Do Not Enter" sign – Southwest corner of Gough and Rose*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing the graffiti from mailboxes and garbage cans at the following locations:

Mailboxes

- *Northwest corner of Haight and Buchanan*
- *Southwest corner of Laguna and Hayes*
- *Northeast corner of Golden Gate and Baker*
- *Northwest corner of Oak and Gough*

Garbage Cans

- *Southwest corner of Hayes and Baker*
- *Southwest corner of Grove and Baker*
- *Southeast corner of Fulton and Clayton*
- *Northeast corner of Golden Gate and Lyon*
- *Northwest corner of Divisadero and Turk*
- *Southwest corner of Ellis and Divisadero*
- *1849 Geary Street (in front of Post Office)*

From: Supervisor Mirkarimi
To: Director, San Francisco Housing Authority

Requesting/Inquiring: Requesting the San Francisco Housing Authority to report on the plan for repairs noted below at Robert B. Pits Complex:

- *Community Room*
- *Doorbells – broken and/or missing*
- *Entry gates – broken and/or missing*
- *More secure door handles – easy to break in*
- *Secure window guards*

From: Supervisor Mirkarimi
To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of removing graffiti on the parking signs located on both sides of the street (unless otherwise noted), at the following locations:

- *Laguna between Haight and Cole*
- *Hayes between Octavia and Buchanan*
- *Fell between Fillmore and Scott*
- *Hayes between Divisadero and Broderick*
- *Masonic between Fell and Golden Gate*
- *Fulton between Divisadero and Scott*
- *McAllister between Broderick and Baker*
- *Golden Gate between Baker and Broderick*
- *Ellis between Divisadero and Pierce*
- *Geary between Divisadero and Webster*
- *Scott between O'Farrell and Eddy*
- *Gough between Geary and Market*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property at the following locations:

- *Pillars of the pedestrian walkway at O'Farrell and Geary*
- *Emergency Box at corner of Fulton and Clayton*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing the graffiti from the following locations:

Light Switch Box

- *Northeast corner of Oak and Laguna*
- *Southeast corner of Fell and Laguna*
- *Northwest corner of Webster and Hayes*
- *Southeast corner of Masonic and Fulton*
- *Southeast corner of Octavia and Page*

Phone Switch Box

- *1635 Fulton*
- *Northwest Fulton and Broderick*
- *Southeast corner of McAllister and Broderick*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from news stands at the following locations: Northwest corner of Laguna and Hayes, Northwest corner of Hayes and Gough, and the Northwest corner of Fell and Gough (All Chronicle).

In Memoriams

In Memoriams

Jose Santillan - Supervisor Peskin

Fr. David Schwartz - Supervisor Elsbernd

Elvira "Cis" Bisho - Supervisor Elsbernd

Carole Anne Onorato - Entire Board

Claire Skiffington - Supervisors Dufty and Ammiano

ADJOURNMENT

There being no further business the Board adjourned at the hour of 5:47 p.m.

Angela Calvillo, Clerk of the Board

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on August 7, 2007.

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City and County of San Francisco
Board of Supervisors

July 17, 2007

City and County of San Francisco

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MEETING MINUTES

Tuesday, July 17, 2007
2:00 PM
Legislative Chamber - Second Floor
Regular Meeting

Board of Supervisors

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Members Present: *Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Ed Jew, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.*

Members Excused: *None.*
Members Absent: *None.*

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:09 p.m. On the call of the roll all Supervisors were noted present.

There was a quorum.

APPROVAL OF MEETING MINUTES

Supervisor Ammiano, seconded by Supervisor Dufty, moved to approve Board Meeting Minutes for June 5, 2007, June 12, 2007 and Special Meeting of the Board of Supervisors of the Budget and Finance Committee Meeting. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

CONSENT AGENDA

Recommendations of the Land Use and Economic Development Committee

070657 **[Repealing expired and superceded provision establishing Heavy Truck Loading Zones]** **Supervisor McGoldrick**

Ordinance amending the San Francisco Traffic Code by repealing expired Section 33.3.1 establishing heavy truck loading zones, and making a conforming change to Section 132 to eliminate the penalty for violating Section 33.3.1. **(Municipal Transportation Agency)**

Enacted Number: 171-07
FINALLY PASSED

070658 **[Eliminating obsolete peddler permitting program that expired in 1989]** **Supervisor McGoldrick**

Ordinance amending the San Francisco Traffic Code by amending Section 68 to remove obsolete references to Traffic Zone No. 1 and an expired permitting program for peddlers. **(Municipal Transportation Agency)**

Enacted Number: 172-07
FINALLY PASSED

070659 **[Establishing restrictions on trucks and buses on portions of Broderick, Ellis, and Eddy Streets and St. Joseph's Avenue]** Supervisor Mirkarimi

Ordinance amending the San Francisco Police Code by adding Sections 1183.37 through 1183.40 and amending the San Francisco Traffic Code by adding Sections 28.1.171 through 28.1.174 to establish bus and vehicle weight restrictions on portions of Broderick Street, St. Joseph's Avenue, Eddy Street and Ellis Street. (Municipal Transportation Agency)

Enacted Number: 173-07

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

Appointment of President Pro Tempore

At the request of the President, Supervisor Dufty assumed the Chair so the President could participate in the debate from the floor concerning the following item.

The President resumed the Chair shortly thereafter.

070773 **[Government Funding for Fiscal Year 2007-2008]** Mayor

Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2008.

(Fiscal Impact.)

Supervisor Peskin, seconded by Supervisor Elsbernd, moved to amend and further amended with technical and financial amendments to the 2007-08 Consolidated Budget and Annual Appropriation. (See File for Details)

Motion to amend passed without objection.

Supervisor Daly moved to further amend. Failed for a lack of second.

(See File for details)

Supervisor Daly move to further amend to reallocate $700,000 from SFPD by delaying the hiring of Police Officers and allocate $700,000 to reinstate public health nurses at DPH.Failed for lack of second.

Supervisor Daly was noted absent at 2:49 p.m.

Supervisor Daly was noted present at 3:25 p.m.

Supervisor Elsbernd, seconded by Supervisor Alioto-Pier, moved to amend to by inserting "that if these positions are not filled within 6 months the money would to be restored to the General Fund."

The motion to amend failed by the following vote:

Ayes: 4 - Alioto-Pier, Elsbernd, Jew, Sandoval

Noes: 7- Ammiano, Daly, Dufty, Maxwell, McGoldrick, Mirkarimi, Peskin

Supervisor Peskin, seconded by Supervisor McGoldrick, moved to reallocate from the add back funding for affordable housing by $244,000 and allocate

$244,000 to fund 2 public health nurses at DPH.

The motion to amend passed by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin

Noes: 1 -Sandoval

Supervisor Mirkarimi, seconded by Supervisor Elsbernd, moved to reallocate $75,000 from PUC and allocate $75,000 to the Garden of the Environment.

Motion to amend passed without objection.

Supervisor McGoldrick requested to divide the question relating to funding $200,000 for the installation of security cameras.

On the question to fund $200,000 for the installation of security cameras passed by the following vote:

Ayes: 7 -

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

070774 **[Public Employment for Fiscal Year 2007-2008] Mayor**

Consolidated Annual Salary Ordinance enumerating positions in the Annual

Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2008, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

(Fiscal Impact.)

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

Supervisor Daly was noted absent at 2:49 p.m.

070826 **[Redevelopment Agency Budget and Bonds]**
Resolution approving the Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2007-2008, approving the Issuance by the Redevelopment Agency of Bonds in an aggregate principal amount of not to exceed $128,300,000 to finance a portion of redevelopment activities described in such approved Budget for fiscal year 2007-2008; and approving additional General Fund loans to the Redevelopment Agency in the aggregate amount of $463,000, consisting of a $303,000 loan to complete a potential redevelopment plan for the Visitacion Valley Survey Area and a $160,000 loan for Bayview Hunters Point Survey Area C planning costs. (Redevelopment Agency)

(Fiscal Impact.) (Supervisor Mirkarimi dissented in committee.)

Enacted Number: 398-07
ADOPTED by the following vote:
Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 1 - Mirkarimi
Absent: 1 - Daly

070840 **[Treasure Island Development Authority Budget]** Mayor
Resolution approving the Budget of the Treasure Island Development Authority for fiscal year 2007-2008.

(Fiscal Impact.)

Enacted Number: 404-07
ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070739 [Accept-Expend Federal Grant - Department of Economic and Workforce Development] Supervisors Mirkarimi, Ammiano

Ordinance authorizing the Department of Economic and Workforce Development to retroactively accept and expend a grant in the amount of $200,000 in FY 2006-07 from the Private Industry Council of San Francisco, Inc. for workforce development administration, contracting, and data management, and amending the Annual Salary Ordinance to provide for the creation of certain grant-funded positions.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070740 [Accept-Expend Federal Grant - Department of Economic and Workforce Development] Supervisors Mirkarimi, Ammiano

Ordinance authorizing the Department of Economic and Workforce Development to accept and expend a grant in the amount of $5,765,890 in FY 2007-2008 from the California Employment Development Department for workforce development, and amending the Annual Salary Ordinance to provide for the creation of certain grant-funded positions.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070808 [Increasing fees for certain services provided by the Medical Examiner] Mayor

Ordinance amending San Francisco Administrative Code Section 8.14, by raising the fees for removal of remains, cremation services, and making environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070809 [San Francisco Administrative Code - First Offender Prostitution Program Fee] Mayor

Ordinance amending Ordinance No. 289-98 (Sec. 10.193-1 of the Administrative Code of the City and County of San Francisco) establishing the First Offender Prostitution Program Fee, to remove reference to Penal Code Section 647(b), to allow the Office of the District Attorney to send all eligible prostitution-related offenders to the department's First Offender Prostitution Program (FOPP) diversion class.

Supervisor McGoldrick, seconded by Supervisor Sandoval, moved that this Ordinance be RE-REFERRED to the Budget and Finance Committee. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070810 [Patient Rates - Public Health] Mayor

Ordinance amending Section 128 of the San Francisco Health Code to set patient rates and other services provided by the Department of Public Health, effective July 1, 2007.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070811 [Public Works Code - Fees for various permits] Mayor

Ordinance amending Public Works Code Sections 2.1.1, 2.1.2, and 724.1 to update and codify various permit fees, including permits for caf, tables and chairs, commemorative plaques, debris boxes, driveways, minor sidewalk encroachments, pipe barriers, sidewalks, street encroachments, street improvements, temporary street space occupancy; and making environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070812 [Amending Subsections of Section 106 of the San Francisco Fire Code to increase fees for certain Fire Department services and permits] Mayor

Ordinance making environmental findings and amending Sections 106.2, 106.3, 106.7, 106.8, 106.9, 106.10, 106.11, 106.15, 106.17 and Tables 106-B and 106-C of the San Francisco Fire Code to increase fees for certain Fire Department services and permits, to become operative on its effective date or on July 1, 2007, whichever is later.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070813 [Amending Sections of the San Francisco Business and Tax Regulations Code to increase certain Fire Department licensing fees] Mayor

Ordinance making environmental findings, amending Sections 90, 93, 93.1, 94, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246 and 247 of the San Francisco Business and Tax Regulations Code to increase licensing fees for certain permits issued by the Fire Department, and repealing Section 242.1 of the San Francisco Business and Tax Regulations Code, to become operative on its effective date or on July 1, 2007, whichever is later.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070815 **[Recreation and Park Department - Athletic Fees]** Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.36, to revise the fee schedule for use of athletic fields.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070816 **[Recreation and Park Department - Harding Park Fees]** Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.12, to revise the time for super twilight play, to establish fees for shotgun tournaments, and to authorize the Recreation and Park Commission to approve special promotions not to exceed a 20% discount of the applicable rate.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070817 **[Recreation and Park Department - Clubhouse Rental Fees]** Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.21, to increase the fees for renting clubhouses in San Francisco parks.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070818 **[Recreation and Park Department - Junior Golf** Mayor

Tournament Fees]

Ordinance making environmental findings and adding San Francisco Park Code, Article 12, Section 12.43, to establish fees for Junior and Family golf tournaments.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070819 **[Recreation and Park Department - Program Fees]** Mayor

Ordinance making environmental findings and adding San Francisco Park Code, Article 12, Section 12.44, to establish a fee structure for recreational programs, subject to the review and approval of the Recreation and Park Commission.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070820 **[Recreation & Park Department - Reservation Administrative Fees]** Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, by adding Section 12.45 to establish administrative fees.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070821 **[Recreation & Park Department - Change to Resident Golf Card Fee]** Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.32, to increase the annual fee for San Francisco Resident Golf Cards from $40.00 to $45.00 and imposing administrative fees.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070822 **[Recreation and Park Department - Wedding Fees]** Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.07, to increase the fees for holding weddings in

San Francisco parks.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070823 **[Retiree Health Benefits Fund]** Mayor, Supervisor Elsbernd

Ordinance amending the San Francisco Administrative Code by adding Section 10.100-275, to create a Retiree Health Benefits Fund. (Mayor)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070849 **[Establishing the HOPE SF Fund and provide for appropriations to the Fund]** Mayor, Supervisor Maxwell

Ordinance amending the San Francisco Administrative Code by adding Section 10.100-370, to: establish the HOPE SF Fund; direct the City to appropriate $5,000,000 to the Fund for FY 2007-2008 and set City policy regarding future appropriations to the Fund; identify the permitted uses of moneys so deposited; and, set forth provisions for the administration of such fund.

(Fiscal Impact.)

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Jew
Absent: 1 - Dufty

070702 **[Second Amendment to Catholic Charities Sublease of Housing Units on Treasure Island]**

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a second amendment to the sublease with Catholic Charities to increase utility rates. (Treasure Island Development Authority)

Enacted Number: 396-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070703 **[Second Amendment to Community Housing**

Partnership Sublease of Housing Units on Treasure Island]

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a second amendment to the sublease with Community Housing Partnership to add 42 residential units to the premises, to increase the common area maintenance charge and to increase utility rates. (Treasure Island Development Authority)

Enacted Number: 392-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070704 **[First Amendment to Haight Ashbury Free Clinics Sublease of Housing Units on Treasure Island]**

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a first amendment to the sublease with Haight Ashbury Free Clinics to increase utility rates. (Treasure Island Development Authority)

Enacted Number: 393-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070705 **[First Amendment to Rubicon Programs Sublease of Housing Units on Treasure Island]**

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a first amendment to the sublease with Rubicon Programs to increase utility rates. (Treasure Island Development Authority)

Enacted Number: 395-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070706 **[First Amendment to Swords to Plowshares Sublease of Housing Units on Treasure Island]**

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a first amendment to the sublease with Swords to Plowshares to increase utility rates. (Treasure Island Development Authority)

Enacted Number: 394-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070707 **[Second Amendment to Walden House Sublease of Housing Units on Treasure Island]**

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a second amendment to the sublease with Walden House to add 12 residential units to the premises, to increase the common area maintenance charge and to increase utility rates. (Treasure Island Development Authority)

Enacted Number: 391-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070824 **[Approval of FY07-08 Expenditure Plan for the Human Services Care Fund]** **Mayor**

Resolution approving the FY07-08 Expenditure Plan for the Human Services Care Fund.

(Fiscal Impact.)

Enacted Number: 408-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070888 **[Jurisdictional transfer of property from DPW to HSA]** **Mayor**

Resolution transferring jurisdiction of certain real property located at 1 Cashmere Street (Assessors Block 4720, Lot 7; the Sojourner Truth Child Care Center), 200 Cashmere Street (Assessors Block 4710, Lot 6; the MLK Nursery School), 100 Whitney Young Circle (Assessors Block 4711, Lot 6; the Earl P. Mills Community Center), and 1030 Oakdale Avenue (Assessors Block 4714, Lot 7; the Captain William Sorey Nursery School), from the Department of Public Works to the Human Services Agency.

Enacted Number: 406-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell,

McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070827 [Disbursements from Budget Savings Fund] Mayor

Resolution approving disbursements from the Budget Savings Incentive Fund.

(Fiscal Impact.)

Enacted Number: 407-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070885 [Proposition J Contract/Certification of specified contracted-out services for Department of Elections] Mayor

Resolution concurring with the Controller's certification that services can be performed by private contractor for a lower cost than similar work performed by City and County employees for absentee voter ballot distribution services for Department of Elections.

Enacted Number: 399-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

From the Budget and Finance Committee Without Recommendation

Supervisor Daly was noted present at 3:15 pm.

070887 [Proposition J Contract/Certification of specified contracted-out services for Recreation and Park] Mayor

Resolution concurring with the Controller's certification that services can be performed by private contractor for a lower cost than similar work performed by City and County employees for golf course maintenance services at the Department of Recreation and Parks.

Supervisor Maxwell, seconded by Supervisor McGoldrick, moved that this Resolution be **RE-REFERRED** to the Budget and Finance Committee. The motion carried by the following vote:

Ayes: 6 - Ammiano, Daly, Maxwell, McGoldrick, Mirkarimi, Peskin
Noes: 5 - Alioto-Pier, Dufty, Elsbernd, Jew, Sandoval

Recommendations of the Rules Committee

070730 [Charter Amendment - Renewal of Library Preservation Fund for fifteen-year term and authorization to issue debt for Library purposes secured by and/or repaid from the Fund] Supervisors Peskin, Maxwell, Elsbernd, Alioto-Pier, Mirkarimi, McGoldrick, Dufty, Ammiano, Sandoval

Charter amendment (Second Draft) to repeal the existing Section 16.109 and to add a new Section 16.109, to renew the Library Preservation Fund for fifteen years and to authorize the City and County of San Francisco to issue debt for Library purposes secured by and/or repaid from the Fund.

Supervisor Sandoval requested to be added as a co-sponsor.

ORDERED SUBMITTED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 2 - Daly, Jew

From the Rules Committee Without Recommendation

070726 [Charter Amendment - Requiring the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of Supervisor Daly

Charter amendment (First Draft) to amend Sections 2.103 and 3.100 to require the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of the Board and to authorize the Board to adopt rules and guidelines.

ORDERED SUBMITTED by the following vote:

Ayes: 6 - Ammiano, Daly, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 5 - Alioto-Pier, Dufty, Elsbernd, Jew, Maxwell

070727 [Ability of Mayor and Board to amend MTA budget and regulate MTA operations; Controller to administer MTA quality review; MTA Director as ex officio Parking Authority Director; transit Supervisors McGoldrick, Sandoval

Charter amendment (First Draft) to amend Sections 8A.102, 8A.106, and 8A.107, to provide that: the Municipal Transportation Agency's budget shall be subject to the City's normal budget process; the Municipal Transportation Agency shall be subject to regulation by the Board of Supervisors; the Municipal Transportation Agency must comply with voter-approved ordinances; and, the Controller, rather than the Agency, shall administer the biennial municipal transportation quality review survey and study.

AMENDED.

Charter amendment (Second Draft) to amend Sections 8A.102, 8A.106, 8A.107, 8A.112, and A8.404, to provide that: the Municipal Transportation Agency's budget shall be subject to the City's normal budget process; the Municipal Transportation Agency shall be subject to regulation by the Board of Supervisors; the Municipal Transportation Agency must comply with voter-approved ordinances; the Controller, rather than the Agency, shall administer the biennial municipal transportation quality review survey and study; the Director of Transportation may serve ex officio as the Parking Authority Executive Director; and, the salaries of platform employees and coach or bus operators shall be no less than, rather than no more than, the average of the two highest wage schedules for the same job classes in comparable transit systems.

Continued to July 24, 2007 with the Board Sitting as a Committee of the Whole

Supervisor McGoldrick, seconded by Supervisor Mirkarimi, moved that this Charter Amendment be **CONTINUED AS AMENDED.** The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070731 **[Charter Amendment - Emissions Reduction and Transit Reform]** Supervisor Peskin

Charter amendment (Second Draft) to amend Sections 8A.100 through 8A.106, 8A.108 through 8A.110, 8A.112 through 8A.113, 9.118, and A8.404; repealing Section 16.110; re-numbering Sections 16.100 and 16.102 as 8A.114 and 8A.115, respectively; and requiring the Board of Supervisors to adopt an ordinance amending the Traffic Code to repeal any provision in conflict with this measure and convert such provisions to rules and regulations of the Municipal Transportation Agency Board of Directors, all to increase the efficiency, effectiveness and autonomy of the Municipal Transportation Agency and to reduce greenhouse gas emissions from San Francisco's transportation sector.

Continued to July 24 ,2007

Supervisor Jew, seconded by Supervisor Dufty, moved that this Charter Amendment be **CONTINUED.** The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Board of Supervisors Sitting as a Committee of the Whole

070724 **[Charter Amendment - San Francisco Affordable Housing Fund]** Supervisors Daly, Ammiano, Mirkarimi

Charter amendment (Third Draft) to add Section 16.127 to: establish a baseline appropriation and set aside the equivalent of an annual tax of two and one-half cents [$0.025] on each one hundred dollars ($100) of assessed property tax valuation for the next fifteen (15) years to support affordable housing programs; require the Mayor to prepare an affordable housing plan every three (3) years; affirm City policy urging the Redevelopment Agency

to use at least fifty percent (50%) of its tax increment funds for low and moderate income housing; and setting an expiration date of July 1, 2023.

The President inquired as to whether any member of the public wished to address the Board members.

James Tracy; support of the Affordable Housing Charter Amendment

Ruis; support of the Affordable Housing Charter Amendment

Peter Maziak; support of the Affordable Housing Charter Amendment

Jane Martin; support of the Affordable Housing Charter Amendment

Shannon Dodge; support of the Affordable Housing Charter Amendment

Male speaker; support of the Affordable Housing Charter Amendment

Eric Quesada; support of the Affordable Housing Charter Amendment

Sylvia Johnson; support of the Affordable Housing Charter Amendment

Female speaker; support of the Affordable Housing Charter Amendment

James Chaffee; expressed issues with set aside

The President declared the public hearing closed.

Supervisor Mirkarimi requested to be added as a co-sponsor.

NOT ORDERED SUBMITTED by the following vote:
Ayes: 4 - Ammiano, Daly, Mirkarimi, Sandoval
Noes: 7 - Alioto-Pier, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Peskin

070938 [Charter Amendment - To provide retirement benefits for police department employees who were also airport police officers prior to December 27, 1997, as if they had been members of the **Supervisor McGoldrick**

Charter amendment (Fourth Draft) to amend Sections A8.506-2 and A8.597-11(a) to authorize the Board of Supervisors to amend a contract with the Public Employees Retirement System in order to transfer to the San Francisco Employees' Retirement System the assets and liabilities of certain airport police officers, and by adding Section A8.597-10(d) to include time worked as an airport police officer in the calculation for retirement benefits for police department employees.

The President inquired as to whether any member of the public wished to address the Board members.

Sylvia Johnson

The President declared the public hearing closed.

ORDERED SUBMITTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Supervisor Jew Excused From Voting

Supervisor Elsbernd, seconded by Supervisor McGoldrick, moved to excuse Supervisor Jew, at his request, because of possible conflict of interest, from voting. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Jew

070814 [Increasing permit and license fees for motor vehicle for hire permits] Mayor

Ordinance amending the San Francisco Police Code by amending Sections 2.26.1 and 2.27.1, to increase permit and license fees for certain motor vehicle for hire permits, and to repeal obsolete provisions; amending Police Code Section 2.31 to authorize an annual adjustment to such fees to match changes in the Consumer Price Index; and ratifying fees previous collected.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Jew

070769 [Amending a contract with anticipated expenditure in excess of $10 million]

Resolution approving the Eighth Amendment to the agreement between the City and County of San Francisco (Purchaser) and Sunset Scavenger Company (Contractor) for sludge hauling, increasing the total compensation to the Contractor by $1.3 million to $12,415,000, pursuant to San Francisco Charter Section 9.118(b). (Office of Contract Administration)

(Fiscal Impact.)

Enacted Number: 403-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell,

McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Public Safety Committee

070682 [Prohibition of possession or sale of firearms or ammunition on county property] — Mayor, Supervisors Maxwell, Mirkarimi

Ordinance amending the San Francisco Police Code by adding Section 617 to prohibit the possession or sale of firearms or ammunition on property controlled by the City and County of San Francisco.

PASSED ON FIRST READING by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Sandoval
Noes: 3 - Daly, Jew, Peskin

070683 [Requirement that firearms located within a residence be kept in a locked container or secured with a trigger lock] — Mayor, Supervisors Maxwell, Mirkarimi

Ordinance amending the San Francisco Police Code by adding Section 4512 to require that all handguns located within a residence be kept in a locked container or disabled with a trigger lock.

Supervisor Mirkarimi, seconded by Supervisor Alioto-Pier, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Sandoval
Noes: 3 - Daly, Jew, Peskin

070684 [Requiring dealers to inventory firearms every six months] — Mayor, Supervisors Maxwell, Mirkarimi

Ordinance amending the San Francisco Police Code by amending Section 613.10 to require licensed firearms dealers to transmit to the Chief of Police an inventory of firearms every six months.

PASSED ON FIRST READING by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Sandoval
Noes: 3 - Daly, Jew, Peskin

Recommendations of the Rules Committee

Supervisors Daly and Mirkarimi Excused From Voting

Supervisor McGoldrick, seconded by Supervisor Jew, moved to excuse Supervisors Daly and Mirkarimi, because of possible conflict of interest, from voting on this matter. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval
Excused: 2 - Daly, Mirkarimi

070964 [Appointment - Association of Bay Area Governments Executive Board]

Resolution appointing Supervisor Chris Daly and Supervisor Ross Mirkarimi, terms ending June 30, 2009, to the Association of Bay Area Governments Executive Board.

Supervisor Chris Daly, succeeding himself, term expired, seat 1, must be a member of the Board of Supervisors, for a new two-year term ending June 30, 2009. Supervisor Ross Mirkarimi, succeeding himself, term expired, seat 2, must be a member of the Board of Supervisors, for a new two-year term ending June 30, 2009.

Enacted Number: 397-07

ADOPTED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval
Excused: 2 - Daly, Mirkarimi

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

Privilege of the Floor

It was decided to to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests.

Supervisor Dufty introduced, welcomed and presented a Certificate of Honor to Joe Niacin in recognition of his dedication to New Leaf.

SPECIAL ORDER 4:00 P.M.

070708 [Public Hearing - Appeal of Final Mitigated Negative Declaration - 3400 Cesar Chavez Street]

Hearing of persons interested in or objecting to the decision of the Planning Department adopted and issued on April 19, 2007, approving a Final Mitigated Negative Declaration (File No. 2005.0030E), for the proposed demolition of the existing building and construction of a new four-story building that would house a Walgreens store and up to three other small retail spaces on the ground floor, as well as 60 one-, two-, and three-bedroom owner-occupied residential units above. The building would be

about 115,000 gross square feet in size and approximately 50 feet in height. A total of about 97 parking spaces would be provided, with most located in a basement parking garage. The ground-floor retail stores would serve as a podium for a residential courtyard above. Access to the residential and employee parking garage would be from Bartlett Street, while access to surface-level customer parking for the retail stores would be from Cesar Chavez Street. The project site is located within an NC-3 (Moderate Scale Neighborhood Commercial) zoning district and within a 50-X height and bulk district in the Mission neighborhood. (Appellant: Nick Pagoulatos on behalf of the Mission Anti-displacement Coalition.)

(Filed May 22, 2007; companion measure to Files 070709, 070710, 070711, District 9.)

Sue Hestor, Attorney for the appellant

Viktoriya Wise, Carol Roos, AnMarie Rodgers and other Representatives for the Planning Department reviewed with the Board the Planning Department's recommendation. Matt Franklin, Mayor's Office of Housing responded to questions from Board members.

Steve Vittel, Attorney for the project sponsor, Seven Hills Group

Luis Granados speaker; support of appellant

Female speaker; support of appellant

Louis Carneros; support of appellant

Alex; support of appellant

John Melone; support of appellant

Cony Ford, SF Labor Council; support of appellant

Connie Weber; support of project sponsor

Calvin Welch; support of appellant

Julio Sorro; support of appellant

Female speaker; support of appellant

Jake Coleman; support of the project sponsor

Representative from St. Peter's Housing Committee; support of appellant

Representative from St. Peter's Housing Committee; support of appellant

Dan Grubb; support of appellant

Male speaker; support of appellant

Shannon Dodge; support of appellant

Jessica Files; support of appellant

Emma Darrell; support of appellant

Rubin Garcia; support of appellant

Oscar Dominquez; support of appellant

Female Speaker; support of appellant

Jane Martin; support of appellant

Female speaker; support of appellant

Robert Haaland, Local SEIU; support of appellant

Claire Bowman; support of appellant

Howard Wallace; support of appellant

Cathy Lumpskin; support of appellant

Frank Martin del Campo, Labor Council; support of appellant

A. Sanchez, Coleman Advocates; support of appellant

Blanca; support of appellant

Representative of St. Peter's Housing Committee and Day Lbor program; support of appellant

Female speaker; support of appellant

Male speaker; support of appellant

Student at Mercy High School; support of appellant

Female speaker; support of appellant

Renee Saucedo; support appellant

Denise Jones; support of appellant

Julio Iglesai; support of appellant

Anna Maria Loya; support of appellant

Laura Guzman; support of appellant

Eilzabeth Alexander; support of appellant

Enriques Salsado; support of appellant

Iris Biblowitz; support of appellant

Carlos Villareal; support of appellant

Bruce Ellison; support of appellant

Marion Miedra; support of appellant

Terry Frye; support of appellant

Michael Therriot; support project sponsor

Female speaker; support of appellant

T. Romero; support of appellant

David Campos; support of appellant

Robert Hemminger; support of appellant

Arlene LaFarnari; support of appellant

Tim Coleman; support of the project sponsor

Male speaker; support of the project sponsor

Alex Tom; support of appellant

Joe Piccoro; support of the project sponsor

Michael Miller; support of the project sponsor

Rosebella Safont; support of appellant

Hector Molina; support of appellant

Lana Alviar; support of appellant

Anita; support of the project sponsor

Melissa; support of the project sponsor

Female speaker; support of the project sponsor

Vicki Dascaslow; support of the project sponsor

Robert Danelli; support of the project sponsor

John Joseph; support of the project sponsor

Female speaker; support of the project sponsor

Female speaker; support of appellant

Mauricio Vela; support of appellant

Edward Barrajo; support of appellant

Chris Peterson; support of the project sponsor

Paul Vanderall; support of the project sponsor

Rita Alviar; support of the project sponsor

Roberta Gubino; support of the project sponsor

Jim Salinas, Carpenters Union; support of the project sponsor

Brad Matten; support of the project sponsor

Franchesca Pesci; support of the project sponsor

Tom Loganstein; support of the project sponsor

Male speaker; support of the project sponsor

John Lera; support of the project sponsor

Jezzie Collins; support of appellant

Larry Mazzola, Plumbers Union; support of the project sponsor

Wendy Phillips; support of appellant

Female speaker, student at John O'Connell School; support of the appellant

Female Speaker, student at John O'Connell School; support of the appellant

Female speaker; student at Mercy High School; support of the appellant

Cynthia Munoz, St. Peter's Housing Committee; support of the appellant

Julie Leadbetter; support of appellant

Female speaker; support of the project sponsor

David Mango; support of the project sponsor

Erica Levin; support of the project sponsor

David; support of the project sponsor

Caroline Devy; support of the project sponsor

Cristin Sullivan; support of the project sponsor

John Sullivan; support of the project sponsor

Male speaker; support of the project sponsor

Gail Moser; support of the project sponsor

Laura Melgarejo; support of the project sponsor

Jeremy Burnett; support of the project sponsor

Andrew Dunbar; support of the project sponsor

Zoe; support of the project sponsor

Fran Taylor; support of the appellant

T.J. Walkup; support of the project sponsor

Fmale Speaker; support of appellant

Louis Herrera; support of appellant

Louis Almeiento; support of appellant

Larry Del Carlo; support of the project sponsor

Louisa Ezquirra; support of the project sponsor

Espanola Jackson; support of appellant

Judy West; support of the project sponsor

Male speaker; support of project sponsor

Robert Eringer; support of appellant

Male speaker; support of the project sponsor

Male speaker; support of the project sponsor

Eric Arguerro; support of project sponsor

Phil Lesser; support of project sponsor

Female speaker; support of the project sponsor

John Wilson; support of the project sponsor

Female speaker; support of the project sponsor

Debra Newman; support of the project sponsor

Vicki Rosen; support of the project sponsor

Male speaker; support of the project sponsor

John Mendoza; support of the project sponsor

Leora Bussel; support of the project sponsor

Mr. Salazar; support of the project sponsor

Andew Woods; support of the project sponsor

Lisa; support of the project sponsor

Male speaker; support of the project sponsor

Scott Kelfer; support of the project sponsor

Veronica Gannun; support of the project sponsor

Arian Tchacova; support of the project sponsor

John Arvey; support of the project sponsor

John Cantwell; support of the project sponsor

Sylvia Johnson; support of appellant

Jane Wong; support of appellant

Maria Chavez; support of appellant

Johnny Shamless; support of appellant

Eliose Bates; support of the project sponsor

Laura Muniz; support of the project sponsor

Eric Quezada; support of appellant

Oscar Grande; support of appellant

Burt Hill; support of the project sponsor

Male speaker; support of appellant

Gillian Gillette; support of the project sponsor

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

Appointment of President Pro Tempore

At the request of the President, Supervisor Dufty assumed the Chair so the President could participate in the debate from the floor concerning the following item.

The President resumed the Chair shortly thereafter.

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the mitigated negative declaration decision described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

070709 [Affirming adoption of the mitigated negative

declaration for the 3400 Cesar Chavez Street Project]

Motion affirming Planning Commission adoption of the final mitigated negative declaration for the 3400 Cesar Chavez Street Project.

Continued to July 31, 2007

Supervisor Peskin, seconded by Supervisor Ammiano, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070710 **[Reversing adoption of the mitigated negative declaration for the 3400 Cesar Chavez Street Project]**

Motion reversing the Planning Commission adoption of the final mitigated negative declaration for the 3400 Cesar Chavez Street Project.

Continued to July 31, 2007

Supervisor Peskin, seconded by Supervisor Ammiano, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070711 **[Preparation of findings to reverse adoption of the mitigated negative declaration for 3400 Cesar Chavez Street]**

Motion directing the Clerk of the Board to prepare findings reversing the Planning Commission adoption of the final mitigated negative declaration for the 3400 Cesar Chavez Street Project.

Continued to July 31, 2007

Supervisor Peskin, seconded by Supervisor Ammiano, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The

President or the Board may limit the total testimony to 30 minutes. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

James Chaffee; expressed concern with issues relating to the SF Public Library

Walter; shared memorabilia with the Board members

Sylvia Johnson; expressed concern with general issues

Espanola Jackson; expressed concern with issues relating to Power Plant Task Force appointments

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

071010 [Zoning - Extension of Planning Commission review period] **Supervisor McGoldrick**

Resolution extending by an additional 45 days the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend Planning Code Sections 315.3 and 315.6 of the Residential Inclusionary Affordable Housing Program to extend the requirements of the Program from all housing projects of five (5) units or more to all housing projects of two (2) units or more.

(No Economic Impact)

Enacted Number: 400-07
ADOPTED

071011 [Endorsing the 2007 Immigrant Rights Summit] Supervisors Ammiano, Daly, Alioto-Pier, Maxwell, Sandoval, Dufty, Peskin, Mirkarimi, Elsbernd

Resolution endorsing the 2007 Immigrant Rights Summit to be convened at the Bill Graham Civic Auditorium and declaring September 15, 2007 as Immigrant Rights Day in the City and County of San Francisco.

(No Economic Impact)

Supervisors Mirkarimi and Elsbernd requested to be added as co-sponsors.

Enacted Number: 405-07

ADOPTED

071012 [New Portola Branch Library groundbreaking] Supervisors Maxwell, Ammiano

Resolution recognizing the groundbreaking ceremony for the new Portola Branch Library and commending the San Francisco Public Library and its team for their hard work and commitment to San Francisco and its residents.

(No Economic Impact)

Enacted Number: 401-07

ADOPTED

071013 [Accept and Expend Foundation Grant - Department of the Environment] Supervisor Maxwell

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $15,000 from the California Breathing for the purpose of implementing the Bayview Hunters Point (BVHP) Healthy Homes Project.

(No Economic Impact)

Enacted Number: 402-07

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

071050 [Establishing a Process for Adoption of Neighborhood Impact Fees] Supervisor Alioto-Pier

Ordinance adding Planning Code Section 320, 320.1, 320.2 and 320.3 establishing a process to permit the adoption or expenditure of neighborhood impact fees as defined in the ordinance only after the Planning Department has conducted or caused to be conducted an impact study supporting the imposition of such a fee; and making findings including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

7/17/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/16/2007.

071056 **[Centralization of Workforce Development Efforts Under the Department of Economic and Workforce Development]** Supervisors Mirkarimi, Peskin, Ammiano, Maxwell

Ordinance amending the San Francisco Administrative Code by adding a new Chapter 27 to: 1) require the Mayor to centralize the City's workforce development efforts under the Mayor's Office of Economic and Workforce Development (MOEWD), or successor agency; 2) require the Mayor to manage all general fund expenditures on workforce development, create City-wide workforce development policy, submit all grant applications to the State or federal government for workforce development funding on behalf of the City, subject to approval by the Board of Supervisors, and annually report to the Board of Supervisors workforce development policies, among other things; 3) require City departments to enter into Memoranda of Understanding with the Mayor's Office as a condition of funding for workforce development dollars.

(Fiscal Impact.)

7/17/07, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 8/16/2007.

Resolutions

071052 **[Issuance and Sale of Tax-Exempt Bonds - San Francisco Friends School]** Supervisor Dufty

Resolution approving the issuance and sale of tax-exempt bonds by the ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed $27,100,000 to finance various capital facilities owned by San Francisco Friends School or an affiliate.

7/17/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071053 **[Approval to Execute the Lease Agreement between the San Francisco International Airport and Verified Identity Pass, Inc. for Registered Traveler Services]** Supervisor Elsbernd

Resolution approving and authorizing the Lease Agreement between the San Francisco International Airport and Verified Identity Pass, Inc. for Private Sector Registered Traveler Services for approximately five years three months commencing on a date to be mutually agreed upon but no later than October 1, 2007 through December 31, 2012.

(Fiscal Impact.)

7/17/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071054 [Settlement of Claim - Pennie Sempell] Supervisor Elsbernd

Resolution approving the settlement of the unlitigated claim filed by Pennie Sempell against San Francisco for $350,000; claim was filed on December 19, 2006.

7/17/07, RECEIVED AND ASSIGNED to Rules Committee.

071055 [Extension of Contract Third Street Light Rail Project Consultant Jacobs Civil] Supervisor Maxwell

Resolution approving the increase of $2,563,000 for Municipal Railway Contract No. CS-132, Quality Assurance and Construction Management Services for Phase I of the Third St. Light Rail Transit Project.

7/17/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071057 [Accept-Expend Regional Grant - Airport Commission] Mayor

Resolution authorizing the Airport Commission to accept and expend a grant of $609,711 from the Bay Area Air Quality Management District (Air District), and a matching grant of $500,000 from the California Department of Transportation for the retrofit of diesel buses by Airport transportation operators.

7/17/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071058 [Support for development of City-owned electric generation project] Supervisors Maxwell, Dufty, Ammiano

Resolution urging the Public Utilities Commission to move expeditiously to complete and present for Board of Supervisors consideration agreements necessary for the development of a City-owned combustion turbine project to promote the goals of the City's Electricity Resource Plan.

7/17/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071059 [Accept-Expend US Department of Homeland Security/Transportation Security Administration Grant] Supervisor Alioto-Pier

Resolution authorizing the Department of Airport Commission to accept and expend a grant in the amount of $1,375,694 from the US Department of Homeland Security/Transportation Security Administration (TSA) for an Airport perimeter Security Technology Enhancement Program.

7/17/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071060 [Commending KDRC and SJVPA on installing the nation's largest planned solar power generating facility] Supervisor Mirkarimi

Resolution commending San Joaquin Valley Power Authority on its plans to

install the nation's largest planned solar power generating facility and retaining a San Francisco-based company to build the facility and urging the San Francisco Pubic Utilities Commission to expeditiously pursue Community Choice Aggregation for the City and County of San Francisco.

7/3/07, APPROVED.

7/17/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071061 **[Supporting the reclassification of "Alcopop" type flavored malt beverages from a beer/wine product to a distilled spirit product]** Supervisors Mirkarimi, Ammiano

Resolution supporting the reclassification of "Alcopop" type flavored malt beverages from a beer/wine product to a distilled spirit product.

7/17/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

071047 **[Coyotes in City Parks and Neighborhoods]** Supervisor Jew

Hearing to determine why coyotes have been tolerated on public lands by city personnel in violation of the Health Code; why the Presidio Trust has permitted coyotes to proliferate, despite complaints from Presidio tenants of threatening behavior and at least one lethal attack on a companion animal; to determine what plan of action the city has in place to protect people and their companion animals who frequent city parks; and how city personnel propose to find the remaining coyotes and relocate them to a place that is more appropriate in order to restore public confidence in the safety of our parks and neighborhoods.

7/17/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

071048 **[Controller's report on occupancy, revenue collections and enforcement of parking meters in San Francisco]** Supervisor McGoldrick

Hearing on the Controller's report on occupancy, impact of occupancy, revenue collections and enforcement of parking meters in San Francisco.

7/17/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

071049 **[Loss of arts facilities in San Francisco including the potential closure of the Lorraine Hansberry Theater]** Supervisors Peskin, Ammiano

Hearing to discuss the loss of arts facilities in San Francisco including the potential closure of the Lorraine Hansberry Theater.

7/17/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Charter Amendment

071051 **[Charter Amendment - Minimum qualifications for members of City bodies that oversee and administer election, campaign finance, lobbying, conflict of interest, open meeting and public records** Supervisor Alioto-Pier

Charter amendment (First Draft) to add Section 15.104 to create minimum qualifications for members of City bodies that oversee and administer election, campaign finance, lobbying, conflict of interest, open meeting and public records laws.

7/17/07, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 8/16/2007.

PROPOSED ORDINANCES

070993 **[Settlement of Lawsuit - Francisco Moreno, et al.]**

Ordinance authorizing settlement of the lawsuit filed by Francisco Moreno, Maria Govea, Mauricio Moreno and Nancy Moreno against the City and County of San Francisco for $112,000; the lawsuit was filed on November 18, 2005 in United States District Court, Case No. C05-4752; entitled Francisco Moreno, et al. v. City and County of San Francisco, et al. (City Attorney)

7/9/07, RECEIVED AND ASSIGNED to Rules Committee.

070994 **[Settlement of Lawsuit - Dave Alba et al.]**

Ordinance authorizing the settlement of a lawsuit filed by Dave Alba et al., acting for themselves and others similarly situated, against the City and County of San Francisco for $625,000.00; the lawsuit was filed on April 22, 2005, in the United States District Court for the Northern District, Case No. C05-01667, entitled Dave Alba, et al., v. City and County of San Francisco. (City Attorney)

7/9/07, RECEIVED AND ASSIGNED to Rules Committee.

070998 **[MOU, San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 2)]** Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 2), to be effective July 1, 2007 through June 30, 2011.

(Fiscal Impact) (No Economic Impact)

7/10/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

070997 **[MOU, San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 1)]** Mayor

Ordinance adopting and implementing the Memorandum of Understanding

between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 1), to be effective July 1, 2007 through June 30, 2011.

(Fiscal Impact) (No Economic Impact)

7/10/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

070995 [Settlement of Claim - Alexa Internet]

Resolution approving the settlement of the unlitigated Claim No. 07-02244 filed by Alexa Internet on February 28, 2007 against the City and County of San Francisco for business payroll tax refund under the Federal Enclave Presidio Exemption in the amount of $86,586.87. (City Attorney)

7/9/07, RECEIVED AND ASSIGNED to Rules Committee.

070996 [Raising a contract's dollar amount to more than $10 million]

Resolution approving the Third Amendment to the Agreement between the City and County of San Francisco (City) and Office Depot (Contractor) for office supplies, increasing the Agreement's not-to-exceed amount to more than $10 million, pursuant to San Francisco Charter Section 9.118(b). (Office of Contract Administration)

7/9/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

PROPOSED MOTIONS

Requests Granted

From: Supervisor Elsbernd
To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to investigate re-timing the left turn lane light from northbound Portola Avenue to westbound Laguna Honda. The light does not clear the traffic waiting in the marked lane when it cycles and as a result, drivers frequently run the light.

From: Supervisor Elsbernd
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to investigate the possibility of pruning the shrubbery and trees at the intersection of Sloat Boulevard turning left onto 26th Avenue as this could be a potential traffic hazard.

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property located at the following locations:

Light Switch Box

- *Northwest corner of Sutter and Laguna*
- *Southeast corner of Divisadero and Sutter*
- *Northwest corner of Divisadero and Pine*
- *Southwest corner of Scott and California*

Phone Switch Box

- *Northeast corner of Bush and Webster*
- *Southwest corner of Divisadero and California*

From: Supervisor Mirkarimi
To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of removing graffiti on the parking signs located on both sides of the street (unless otherwise noted), at the following locations:

- *Post between Divisadero and Fillmore*
- *Sutter between Laguna and Webster*
- *Divisadero between Sutter and Bush*
- *Fillmore between Sutter and Geary*
- *Pine between Laguna and Divisadero (Black Frames only)*
- *Grove between Webster and Fillmore (Black Frames only)*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from mailboxes at the following locations:

- *Northwest corner of Fillmore and Sutter*
- *Southwest corner of Bush and Scott*
- *Southwest corner of Gough and Haight*

From: Supervisor Mirkarimi
To: Director, Public Utilities Commission

Requesting/Inquiring: Requesting the Public Utilities Commission to report on the status of removing graffiti at the following locations:

- *Southeast corner of Sutter and Laguna*
- *1948 Bush*
- *California between Divisadero and Scott*
- *Northwest corner of Haight and Divisadero*
- *2251 Post*

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following property locations:

- *1056 Divisadero*
- *1750 Divisadero (1750C Wells Fargo Signage)*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing cleaning the median of Geary between Divisadero and Gough.

From: Supervisor Mirkarimi
To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of removing graffiti from DPT property at the following locations:

- *Pedestrian Crossing signals all four corners of Pine and Fillmore*
- *School Crossing Sign at the southwest corner of Pine and Pierce*

In Memoriams

Joe Konopka - Supervisor Mirkarimi

Harry Driggs - Supervisor Mirkarimi

Matthew E. Anderson - Supervisor Alioto-Pier

ADJOURNMENT

There being no further business the Board adjourned at the hour of 5:47 p.m.

Angela Calvillo, Clerk of the Board

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on August 14, 2007.

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which

members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee. Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4)standing in the Legislative Chamber. Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer. THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383For information, call (415) 554-5184. Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 554-4188.

翻譯：必須在會議前最少四十八小時提出要求
請電：(415) 554-7703

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Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.
The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, N and T (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.
There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.
In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

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Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance,

contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

City and County of San Francisco
Board of Supervisors

July 24, 2007

City and County of San Francisco

City Hall
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San Francisco, CA 94102-4689

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MEETING MINUTES

Tuesday, July 24, 2007
2:00 PM
Legislative Chamber - Second Floor
Regular Meeting

Board of Supervisors

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Members Present: *Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Ed Jew, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.*

Members Excused: *None.*
Members Absent: *None.*

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:06 p.m. On the call of the roll all Supervisors were noted present.

There was a quorum.

APPROVAL OF MEETING MINUTES

Supervisor Ammiano, seconded by Supervisor Dufty, moved to approved the Meeting Minutes of June 19, 2007. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

CONSENT AGENDA

Recommendations of the City Operations and Neighborhood Services Committee

070692 **[Liquor License, 2078 Chestnut Street]**

Resolution determining that the issuance of a Type 20 off-sale beer and wine alcoholic beverage control license to Sylvia Mania for K.I.S.S. Candy Company LLC dba Luv Box located at 2078 Chestnut Street (District 2), will serve the convenience of the people of the City and County of San Francisco, in accordance with section 23958.4 of the California Business and Professions Code; with conditions.

Enacted Number: 418-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070889 **[Grant funds to support the California School Health Association project]** **Supervisor Sandoval**

Resolution authorizing the San Francisco Department of Public Health (DPH), to retroactively accept and expend grant funds in the amount of $23,423 from the San Francisco Public Health Foundation to partially pay the salary and fringe benefits for an Assistant Health Educator to work at the Balboa Teen Health Center and to support the California School Health Association project; for the period of March 1, 2007 through June 30, 2008.

Enacted 419-07
Number:

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070927 [Grant of Regional Funds - Municipal Transportation Agency] Mayor

Resolution authorizing the Municipal Transportation Agency to accept and expend $450,000 of TransLinkr funds from the Metropolitan Transportation Commission to provide resources to oversee the installation and testing of TransLinkr equipment on Muni vehicles.

Enacted 420-07
Number:

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

070909 [Adopting findings related to affirming the categorical exemption issued for the 1135-1139 Green Street project]

Motion adopting findings related to affirming the determination by the Planning Department that the 1135-1139 Green Street project is categorically exempt from environmental review under the California Environmental Quality Act. (Board of Supervisors)

Enacted M07-97
Number:

APPROVED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

071046 [Adopting findings related to the disapproval of the Tentative Parcel Map for 4344 17th Street]

Motion adopting findings related to the disapproval of a 3-lot Tentative Parcel Map for 4344 17th Street, Assessor's Block 2646, Lot 054.

Enacted M07-98
Number:

APPROVED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell,

McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Budget and Finance Committee

070773 [Government Funding for Fiscal Year 2007-2008] Mayor

Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2008.

(Fiscal Impact.)

Supervisor McGoldrick requested to divide the question relating to funding $200,000 for the installation of security cameras.

On the question to fund $200,000 for the installation of security cameras passed by the following vote:

Ayes: 6 - Alioto-Pier, Dufty, Elsbernd, Jew, Peskin, Sandoval

Noes: 5 - Ammiano, Daly, Maxwell, McGoldrick, Mirkarimi

Enacted Number: 174-07

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

070774 [Public Employment for Fiscal Year 2007-2008] Mayor

Consolidated Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2008, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

(Fiscal Impact.)

Enacted Number: 175-07

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

070739 **[Accept-Expend Federal Grant - Department of Economic and Workforce Development]** **Supervisors Mirkarimi, Ammiano**

Ordinance authorizing the Department of Economic and Workforce Development to retroactively accept and expend a grant in the amount of $200,000 in FY 2006-07 from the Private Industry Council of San Francisco, Inc. for workforce development administration, contracting, and data management, and amending the Annual Salary Ordinance to provide for the creation of certain grant-funded positions.

Supervisor Ammiano requested to be added as a co-sponsor.

Enacted Number: 177-07

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070740 **[Accept-Expend Federal Grant - Department of Economic and Workforce Development]** **Supervisors Mirkarimi, Ammiano**

Ordinance authorizing the Department of Economic and Workforce Development to accept and expend a grant in the amount of $5,765,890 in FY 2007-2008 from the California Employment Development Department for workforce development, and amending the Annual Salary Ordinance to provide for the creation of certain grant-funded positions.

Supervisor Ammiano requested to be added as a co-sponsor.

Enacted Number: 178-07

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070808 **[Increasing fees for certain services provided by the Medical Examiner]** **Mayor**

Ordinance amending San Francisco Administrative Code Section 8.14, by raising the fees for removal of remains, cremation services, and making environmental findings.

Enacted Number: 182-07

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070810 **[Patient Rates - Public Health]** **Mayor**

Ordinance amending Section 128 of the San Francisco Health Code to set patient rates and other services provided by the Department of Public Health, effective July 1, 2007.

Enacted 195-07
Number:

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070811 [Public Works Code - Fees for various permits] Mayor

Ordinance amending Public Works Code Sections 2.1.1, 2.1.2, and 724.1 to update and codify various permit fees, including permits for caf, tables and chairs, commemorative plaques, debris boxes, driveways, minor sidewalk encroachments, pipe barriers, sidewalks, street encroachments, street improvements, temporary street space occupancy; and making environmental findings.

Enacted 197-07
Number:

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070812 [Amending Subsections of Section 106 of the San Francisco Fire Code to increase fees for certain Fire Department services and permits] Mayor

Ordinance making environmental findings and amending Sections 106.2, 106.3, 106.7, 106.8, 106.9, 106.10, 106.11, 106.15, 106.17 and Tables 106-B and 106-C of the San Francisco Fire Code to increase fees for certain Fire Department services and permits, to become operative on its effective date or on July 1, 2007, whichever is later.

Enacted 183-07
Number:

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070813 [Amending Sections of the San Francisco Business and Tax Regulations Code to increase certain Fire Department licensing fees] Mayor

Ordinance making environmental findings, amending Sections 90, 93, 93.1, 94, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246 and 247 of the San Francisco Business and Tax Regulations Code to increase licensing fees for certain permits issued by the Fire Department, and repealing Section 242.1 of the San Francisco Business and Tax Regulations Code, to become operative on its effective date or on July 1, 2007, whichever is later.

Enacted 184-07
Number:

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070815 [Recreation and Park Department - Athletic Fees] Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.36, to revise the fee schedule for use of athletic fields.

Enacted Number: 185-07

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

070816 [Recreation and Park Department - Harding Park Fees] Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.12, to revise the time for super twilight play, to establish fees for shotgun tournaments, and to authorize the Recreation and Park Commission to approve special promotions not to exceed a 20% discount of the applicable rate.

Enacted Number: 186-07

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

070817 [Recreation and Park Department - Clubhouse Rental Fees] Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.21, to increase the fees for renting clubhouses in San Francisco parks.

Enacted Number: 187-07

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070818 [Recreation and Park Department - Junior Golf Tournament Fees] Mayor

Ordinance making environmental findings and adding San Francisco Park Code, Article 12, Section 12.43, to establish fees for Junior and Family golf tournaments.

Enacted 188-07
Number:
FINALLY PASSED by the following vote:
Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

070819 [Recreation and Park Department - Program Fees] Mayor

Ordinance making environmental findings and adding San Francisco Park Code, Article 12, Section 12.44, to establish a fee structure for recreational programs, subject to the review and approval of the Recreation and Park Commission.

Enacted 189-07
Number:
FINALLY PASSED by the following vote:
Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

070820 [Recreation & Park Department - Reservation Administrative Fees] Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, by adding Section 12.45 to establish administrative fees.

Enacted 190-07
Number:
FINALLY PASSED by the following vote:
Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

070821 [Recreation & Park Department - Change to Resident Golf Card Fee] Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.32, to increase the annual fee for San Francisco Resident Golf Cards from $40.00 to $45.00 and imposing administrative fees.

Enacted 191-07
Number:
FINALLY PASSED by the following vote:
Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

070822 [Recreation and Park Department - Wedding Fees] Mayor

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.07, to increase the fees for holding weddings in San Francisco parks.

Enacted Number: 181-07

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

070823 [Retiree Health Benefits Fund] Mayor, Supervisor Elsbernd

Ordinance amending the San Francisco Administrative Code by adding Section 10.100-275, to create a Retiree Health Benefits Fund. (Mayor)

Enacted Number: 179-07

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070849 [Establishing the HOPE SF Fund and provide for appropriations to the Fund] Mayor, Supervisor Maxwell

Ordinance amending the San Francisco Administrative Code by adding Section 10.100-370, to: establish the HOPE SF Fund; direct the City to appropriate $5,000,000 to the Fund for FY 2007-2008 and set City policy regarding future appropriations to the Fund; identify the permitted uses of moneys so deposited; and, set forth provisions for the administration of such fund.

(Fiscal Impact.)

Enacted Number: 180-07

FINALLY PASSED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 2 - Daly, Jew

070814 [Increasing permit and license fees for motor vehicle for hire permits] Mayor

Ordinance amending the San Francisco Police Code by amending Sections 2.26.1 and 2.27.1, to increase permit and license fees for certain motor vehicle for hire permits, and to repeal obsolete provisions; amending Police Code Section 2.31 to authorize an annual adjustment to such fees to match changes in the Consumer Price Index; and ratifying fees previous collected.

Supervisor Jew was previously excused from voting on this matter.

Enacted Number: 196-07

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Jew

Recommendations of the Public Safety Committee

070682 **[Prohibition of possession or sale of firearms or ammunition on county property]** **Mayor, Supervisors Maxwell, Mirkarimi**

Ordinance amending the San Francisco Police Code by adding Section 617 to prohibit the possession or sale of firearms or ammunition on property controlled by the City and County of San Francisco.

Enacted Number: 194-07

FINALLY PASSED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Sandoval
Noes: 3 - Daly, Jew, Peskin

070683 **[Requirement that firearms located within a residence be kept in a locked container or secured with a trigger lock]** **Mayor, Supervisors Maxwell, Mirkarimi**

Ordinance amending the San Francisco Police Code by adding Section 4512 to require that all handguns located within a residence be kept in a locked container or disabled with a trigger lock.

Enacted Number: 193-07

FINALLY PASSED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Sandoval
Noes: 3 - Daly, Jew, Peskin

070684 **[Requiring dealers to inventory firearms every six months]** **Mayor, Supervisors Maxwell, Mirkarimi**

Ordinance amending the San Francisco Police Code by amending Section 613.10 to require licensed firearms dealers to transmit to the Chief of Police an inventory of firearms every six months.

Enacted Number: 192-07

FINALLY PASSED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Sandoval
Noes: 3 - Daly, Jew, Peskin

From the Rules Committee Without Recommendation

Appointment of President Pro Tempore

At the request of the President, Supervisor Sandoval assumed the Chair so the President could participate in the debate from the floor concerning the following item.

The President resumed the Chair shortly thereafter.

Appointment of President Pro Tempore

At the request of the President, Supervisor Dufty assumed the Chair so the President could participate in the debate from the floor concerning the following item.

The President resumed the Chair shortly thereafter.

070731 [Charter Amendment - Emissions Reduction and Supervisor Peskin Transit Reform]

Charter amendment (Second Draft) to amend Sections 8A.100 through 8A.106, 8A.108 through 8A.110, 8A.112 through 8A.113, 9.118, and A8.404; repealing Section 16.110; re-numbering Sections 16.100 and 16.102 as 8A.114 and 8A.115, respectively; and requiring the Board of Supervisors to adopt an ordinance amending the Traffic Code to repeal any provision in conflict with this measure and convert such provisions to rules and regulations of the Municipal Transportation Agency Board of Directors, all to increase the efficiency, effectiveness and autonomy of the Municipal Transportation Agency and to reduce greenhouse gas emissions from San Francisco's transportation sector.

Supervisor Peskin, seconded by Supervisor Mirkarimi, moved an amendment of the whole bearing New Title and further amended.

Supervisor McGoldrick, seconded by Supervisor Sandoval, moved to amend on page 8, by deleting "Section 6"

Motion to amend failed by the following vote:

Ayes: 5 - Alioto-Pier, Daly, McGoldrick, Mirkarimi, Sandoval

Noes: 6 - Ammiano, Dufty, Elsbernd, Jew, Maxwell, Peskin

Supervisor McGoldrick, seconded by Supervisor Sandoval, moved to amend on page 9, by deleting "Section 8".

Motion to amend failed by the following vote:

Ayes: 5 - Alioto-Pier, Daly, McGoldrick, Mirkarimi, Sandoval

Noes: 6 - Ammiano, Dufty, Elsbernd, Jew, Maxwell, Peskin

Supervisor McGoldrick, seconded by Supervisor Sandoval, moved to amend on page 26, by replacing "seventh-elevenths" with "six-elevenths."

Motion to amend failed by the following vote:

Ayes: 4 - Daly, McGoldrick, Mirkarimi, Sandoval

Noes: 7 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, Peskin

Supervisor McGoldrick, seconded by Supervisor Sandoval, moved by deleting the two year budgeting reference to make it subject to the annual budget process.

Motion to amend failed bythe following vote:

Ayes: 5 - Alioto-Pier, Daly, McGoldrick, Mirkarimi, Sandoval

Noes: 6 - Ammiano, Dufty, Elsbernd, Jew, Maxwell, Peskin

Supervisor Jew, seconded by Supervisor Alioto-Pier, moved to further amend on page 33, by deleting "Section 10 b" relating to off street parking.

Ayes: 3 - Alioto-Pier, Jew, Sandoval

Noes: 8 - Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin

Second line

Supervisor Daly requested to divide the question to include "Section 10 b" relating to off street parking.

On the question to include "Section 10 b" relating to off street parking passed by the by the following vote:

Ayes: 8 - Ammiano, Daly,

AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE by the following vote:

Ayes: 7 - Ammiano, Dufty, Elsbernd, Jew, Maxwell, Mirkarimi, Peskin
Noes: 4 - Alioto-Pier, Daly, McGoldrick, Sandoval

Charter amendment (Third Draft) to amend Sections 8A.100 through 8A.106, 8A.108 through 8A.110, 8A.112 through 8A.113, and A8.404; repealing Section 16.110; re-numbering Sections 16.100 and 16.102 as 8A.114 and 8A.115, respectively and amending Section 8A.115; and requiring the Board of Supervisors to adopt an ordinance amending the Traffic Code to repeal

any provision in conflict with this measure and convert such provisions to rules and regulations of the Municipal Transportation Agency Board of Directors, all to increase the efficiency, effectiveness and autonomy of the Municipal Transportation Agency and to reduce greenhouse gas emissions from San Francisco's transportation sector.

Continued to July 31, 2007 with the Board Sitting as a Committee of the Whole.

Supervisor Mirkarimi, seconded by Supervisor Jew, moved that this Charter Amendment be CONTINUED AS AMENDED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Noes: 2 - Alioto-Pier, Sandoval

From the Rules Committee Without Recommendation

070727 **[Ability of Mayor and Board to amend MTA budget and regulate MTA operations; Controller to administer MTA quality review; MTA Director as ex officio Parking Authority Director; transit** **Supervisors McGoldrick, Sandoval**

Charter amendment (Second Draft) to amend Sections 8A.102, 8A.106, 8A.107, 8A.112, and A8.404, to provide that: the Municipal Transportation Agency's budget shall be subject to the City's normal budget process; the Municipal Transportation Agency shall be subject to regulation by the Board of Supervisors; the Municipal Transportation Agency must comply with voter-approved ordinances; the Controller, rather than the Agency, shall administer the biennial municipal transportation quality review survey and study; the Director of Transportation may serve ex officio as the Parking Authority Executive Director; and, the salaries of platform employees and coach or bus operators shall be no less than, rather than no more than, the average of the two highest wage schedules for the same job classes in comparable transit systems.

The President inquired if any member of the public who wished to address the Board Members.

Sylvia Johnson

Daniel Murphy, MTACAC; not in support of the Charter Amendment

Female speaker

The President declared the public hearing closed.

NOT ORDERED SUBMITTED by the following vote:

Ayes: 3 - Daly, McGoldrick, Sandoval
Noes: 8 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, Mirkarimi, Peskin

NEW BUSINESS

Recommendation of the Government Audit and Oversight Committee

Supervisor McGoldrick was noted absent at 4:33 p.m.

070926 **[Designating a sole source contractor to provide healthcare coverage to certain eligible temporary exempt as-needed SEIU City employees]** Mayor

Ordinance authorizing the Department of Human Resources to execute a contract with the San Francisco Health Plan to administer healthcare coverage to certain eligible temporary exempt as-needed City employees who are members of SEIU locals 535, 790 and UHW; and granting a waiver to the competitive procurement requirements of San Francisco Administrative Code Chapter 21.

(Fiscal Impact.)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 1 - McGoldrick

Recommendations of the Land Use and Economic Development Committee

070444 **[Residential Inclusionary Affordable Housing Requirements]** Supervisor Sandoval

Ordinance approving changes to the Residential Inclusionary Affordable Housing Requirements by amending Section 315 to clarify the regulations in effect for particular projects; amending Section 315.1 to modify certain definitions related to income and sale price calculation; amending Section 315.2 to update findings; amending Section 315.3 to conform the legislation to the requirement that the ordinance apply to all projects of 5 units or more; amending Sections 315.4 and 315.5 to establish separate requirements for buildings of 120 feet in height or greater, to clarify the requirements related to the type of on- and off-site housing required, to require the Mayor's Office of Housing to establish minimum qualifications for firms that market below market-rate units; and to establish a preference in the lottery for on- and off-site units for people who live and work in San Francisco; amending Section 315.6 to provide updated guidelines for the calculation of the in lieu fee and to allow MOH to expend funds for a study to periodically update the fee; amending Section 315.7 to change the amount of time an ownership unit shall remain affordable; amending Section 315.8 to amend certain monitoring and study obligations; making a related change to the Jobs-Housing Linkage Program by amending Section 313.6 to make annual adjustments in the in lieu fee for that program correspond to the method used for the Residential Inclusionary Affordable Housing Program; and making findings, including findings under the California Environmental Quality Act.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 1 - McGoldrick

070679 **[Residential Rental Units: Lock Replacements by Supervisor McGoldrick Landlord When Tenants Vacate]**

Ordinance amending the Administrative Code by adding Chapter 49B to provide that when a rental unit is permanently vacated by all tenants the landlord must re-key or replace all door locks that are exclusive to that unit, including doors to storage units and garages.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

SPECIAL ORDER 3:30 P.M.

070967 **[Public Hearing - Appeal of Minor Sidewalk Encroachment for 1166 Haight Street]**

Hearing of persons interested in or objecting to the decision of the Department of Public Works, by its letter dated June 13, 2007, approving a request of Minor Sidewalk Encroachment Permit to construct a warped driveway ramp and two (2) planter boxes to encroach 3'-0" into the public sidewalk right-of-way (25% of the sidewalk width as allowed by Article 15, Section 723.2 of the Public Works Code) fronting the property at 1166 Haight Street to provide access to a proposed garage below grade. (Appellant: Raquel Fox.)

(Filed June 28, 2007; companion measure to Files 070968, 070969; District 5.)

The President inquired as to whether any member of public wished to address the Board Members.

Stephanie Fong; support of the appellant

Continued to September 11, 2007

Supervisor Alioto-Pier, seconded by Supervisor Jew, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Pursuant to Government Code Section 65009, the following notice is hereby

given: if you challenge, in court, the minor sidewalk encroachment permit appeal described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

070968 **[Minor Sidewalk Encroachment Permit Appeal]**

Motion disapproving the decision of the Director of Public Works' approval of a Minor Sidewalk Encroachment Permit at 1166 Haight Street and denying the Encroachment Permit.

Continued to September 11, 2007

Supervisor Alioto-Pier, seconded by Supervisor Jew, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070969 **[Minor Sidewalk Encroachment Permit Appeal]**

Motion approving the decision of the Director of Public Works' approval of a Minor Sidewalk Encroachment Permit at 1166 Haight Street and denying the appeal.

Continued to September 11, 2007

Supervisor Alioto-Pier, seconded by Supervisor Jew, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

SPECIAL ORDER 4:00 P.M.

070910 **[Appeal of Determination of Exemption from Environmental Review for 3424 Jackson Street]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated May 31, 2007 (Case No. 2005.1134E), exempting from environmental review under Categorical Exemption Class 1, [State Guidelines, Section 15301(e)(1)]. The proposal would construct an addition of approximately 780 square feet (sq ft) of new space, room repartitions, removal of a rear fire escape, and addition of a new rear egress staircase and three decks to a 6,510-sq ft, 35-foot-high, four-story, single-family dwelling constructed circa 1921. The proposed alterations would result in a building approximately 7,289 sq ft and 35 feet high with enlarged ground, first, second, and third floors to the rear (about 487 sq ft of additional space), and enlarged fourth floor toward the front of the building (an expansion of 292 sq ft). The site is a rectangular 4,469-sq ft parcel (Assessor's Block 0971; Lot 003B). The project site, located in the Presidio Heights neighborhood is zoned RH-1 (Residential, House - One Family) and is within a 40-X height and bulk district.
(Appellant: Howard N. Ellman on behalf of Mr. and Mrs. Karkar)

(Filed June 14, 2007; companion measure to 070911, 070912, 070913; District 2.)

The President inquired as to whether any member of the public wished to address the Board Members.

There were none.

Continued to September 18, 2007

Supervisor Dufty, seconded by Supervisor Elsbernd, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

070911 [Affirming the categorical exemption issued for the 3424 Jackson Street project]

Motion affirming the determination by the Planning Department that the 3424 Jackson Street project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Continued to September 18, 2007

Supervisor Dufty, seconded by Supervisor Elsbernd, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070912 [Disapproving the categorical exemption issued for the 3424 Jackson Street project]

Motion disapproving the determination by the Planning Department that the 3424 Jackson Street project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Continued to September 18, 2007

Supervisor Dufty, seconded by Supervisor Elsbernd, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070913 [Preparation of findings related to the 3424 Jackson Street project]

Motion directing the Clerk of the Board to prepare findings related to the

appeal of the determination by the Planning Department that the project at 3424 Jackson Street is exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Continued to September 18, 2007

CONTINUED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

SPECIAL ORDER 4:00 P.M.

070800 **[Public Hearing - Appeal of Categorical Exemption from Environmental Review - Citywide Wireless Broadband Internet Access Network Ordinance]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated April 20, 2007, Case No. 2007.0097E, exempting from environmental review under Categorical Exemption [State CEQA Guidelines, Sections 15301(b), 15303(d), & 15303(e); Class Numbers 1 and 3], the proposed project is an ordinance proposed by the Mayor (Board File No. 070077) that would approve one or more agreements (hereafter "the Agreement") between EarthLink, Inc. and the City and County of San Francisco. The Agreement would permit EarthLink to manage, operate, and install within the City rights-of-way a citywide wireless broadband internet access network that would provide free or affordable internet access for San Francisco residents, workers, and visitors. The project would involve installation within the City rights-of-way of a communications system consisting of two types of above-ground equipment: transmitters and backhaul devices. The Agreement does not specify proposed locations for the communications equipment, and EarthLink has not yet selected such locations. (Appellant: Jeff Hoffman, on behalf of the San Francisco Neighborhood Antenna Free Union (SNAFU).)

(Filed May 30, 2007; companion measure to Files 070801, 070802, 070803.)

The President inquired as to whether any member of the public wished to address the Board Members.

There were none.

Continued to July 31, 2007

Supervisor Jew, seconded by Supervisor Elsbernd, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

070801 **[Affirming the categorical exemption issued for the Citywide Wireless Broadband Internet Access Network Ordinance]**

Motion affirming the determination by the Planning Department that the Citywide Wireless Broadband Internet Access Network Ordinance is categorically exempt from environmental review under the California Environmental Quality Act.

Continued to July 31, 2007

Supervisor Jew, seconded by Supervisor Elsbernd, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070802 **[Disapproving the categorical exemption issued for the Citywide Wireless Broadband Internet Access Network Ordinance]**

Motion disapproving the determination by the Planning Department that the Citywide Wireless Broadband Internet Access Network Ordinance is categorically exempt from environmental review under the California Environmental Quality Act.

Continued to July 31, 2007

Supervisor Jew, seconded by Supervisor Elsbernd, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070803 **[Preparation of findings related to the appeal of the categorical exemption for the Citywide Wireless Broadband Internet Access Network Ordinance]**

Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the Citywide Wireless Broadband Internet Access Network Ordinance is exempt from environmental review under the California Environmental Quality Act.

Continued to July 31, 2007

Supervisor Jew, seconded by Supervisor Elsbernd, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

COMMITTEE REPORTS

070828 **[Open Space Fund Financing]** Mayor

Ordinance approving the issuance and sale of lease revenue bonds payable from the Park, Recreation and Open Space Fund to finance various park projects as further described herein; approving the form of a First Amendment to Site Lease by and between the City and County of San Francisco Finance Corporation (the "Corporation") and the City and County of San Francisco (the "City") relating to certain City-owned properties located in the City (as further described herein); approving the form of a First Supplemental Lease by and between the Corporation and the City; approving the form of a First Supplemental Trust Agreement by and between the Corporation and a trustee (including certain indemnities contained therein); approving the form of an Assignment Agreement by and between the Corporation and a trustee; approving the form of an official notice of sale and a notice of intention to sell the lease revenue bonds; directing the publication of the notice of intention to sell the lease revenue bonds; approving the form of an official statement in preliminary and final form; approving the form of a continuing disclosure certificate; authorizing the payment of costs of issuance; authorizing reimbursement of certain expenditures; authorizing the establishment of a contingency fund; adopting findings under the California Environmental Quality Act and findings pursuant to City Planning Code Section 101.1; and ratifying previous actions taken in connection therewith.

(Supervisor Daly dissented in Committee.) (No Economic Impact)

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

070746 **[Lease of Real Property at 760 Harrison Street]**

Resolution retroactively authorizing extension of a lease of real property at 760 Harrison Street for the Department of Public Health. (Real Estate Department)

(Fiscal Impact.)

Enacted Number: 409-07

ADOPTED by the following vote:
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may

address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

Dr. Aurelius Walker; support of the construction project in the Bay View Hunter's point area

Reverend Boyd; support of the project construction project in the Bay View Hunter's point area

Pastor Erwin; support of the construction project in the Bay View Hunter's point area

Pastor George Lee; support of the construction project in the Bay View Hunter's point area

Elder Geary, gate keeper at the Hunters Point shipyard; support of the construction project in the Bay View Hunter's point area

Abdullah Megaheed; expressed concern with issues relating to the Arab Council

James Chaffee; expressed concern with issues relating to the SF Public Library

Joseph Braverman; expressed concern relating to being watched and sought legal assistance

Peter Warfield; expressed concern with issues relating to the SF Public Library hours

Walter; shared with the Board Members memorabilia

Male speaker; expressed concern with issues relating to the US foreign policy and the Federal government

Male speaker; expressed concern with issues relating to the US Federal Government and requested support of 911 Truth movement

Ron; expressed concern with issues relating to the Housing Authority and housing

Espanola Jackson; expressed concern with issues relating to Bay View Hunters Point construction project

John di Donna; expressed concern with issues relating to violence in the world

Male speaker; expressed concern with issues relating to workplace mobbing

Female speaker; expressed concern with issues relating to the Lennar Construction Company's contract

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Supervisor Dufty was noted absent at 5:24 p.m.

071059 **[Accept-Expend US Department of Homeland Security/Transportation Security Administration Grant]** **Supervisor Alioto-Pier**

Resolution authorizing the Department of Airport Commission to accept and expend a grant in the amount of $1,375,694 from the US Department of Homeland Security/Transportation Security Administration (TSA) for an Airport perimeter Security Technology Enhancement Program.

Enacted Number: 412-07

ADOPTED

071060 **[Commending KDRC and SJVPA on installing the nation's largest planned solar power generating facility]** **Supervisor Mirkarimi**

Resolution commending San Joaquin Valley Power Authority on its plans to install the nation's largest planned solar power generating facility and retaining a San Francisco-based company to build the facility and urging the San Francisco Pubic Utilities Commission to expeditiously pursue Community Choice Aggregation for the City and County of San Francisco.

Enacted Number: 410-07

ADOPTED

071061 **[Supporting the reclassification of "Alcopop" type flavored malt beverages from a beer/wine product to a distilled spirit product]** **Supervisors Mirkarimi, Ammiano**

Resolution supporting the reclassification of "Alcopop" type flavored malt beverages from a beer/wine product to a distilled spirit product.

Enacted Number: 411-07

ADOPTED

071020 **[Final Map - 1901 17th Street]**

Motion approving Final Map 4379, a 165 Residential Unit and a 3 Commercial

Unit Mixed-Use Condominium Project, located at 1901 17th Street being a subdivision of Lot 001 in Assessors Block No. 3978 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,978; District 10.)

Enacted Number: M07-89
APPROVED

The foregoing items were acted upon by the following vote:
Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

Severed From the For Adoption Without Committee Reference

Supervisor Alioto-Pier request that this matter be severed so that it might be considered separately.

071058 **[Support for development of City-owned electric generation project]** **Supervisors Maxwell, Dufty, Ammiano**

Resolution urging the Public Utilities Commission to move expeditiously to complete and present for Board of Supervisors consideration agreements necessary for the development of a City-owned combustion turbine project to promote the goals of the City's Electricity Resource Plan.

Supervisor Daly requested that this matter be referred to Committee.

Supervisors Dufty and Ammiano requested to be added as co-sponsors.

REFERRED to the Land Use and Economic Development Committee.

Supervisor Dufty was noted present at 5:27 p.m.

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding.Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Purely Commendatory Finding] Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Elsbernd, seconded by Supervisor Ammiano, moved ADOPTION

of the commendatory finding. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

[Brown Act Finding] Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Elsbernd, seconded by Supervisor Ammiano, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

071083 [In honor of Carolyn Hanna's retirement after twenty-seven years of service in the Office of the Public Defender] Supervisor Sandoval
Resolution commending Carolyn Hanna for twenty-seven years of distinguished service to the City and County of San Francisco.

Enacted Number: 417-07
ADOPTED by the following vote:
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

OFF-AGENDA LEGISLATION

Ordinances

071085 [Appropriating $5,647,000 for increased costs at Mayor San Francisco General and Laguna Honda Hospitals in the Department of Public Health retroactive to Fiscal Year 2006-2007]
Ordinance appropriating $5,647,000, including $2,774,000 of Patient Revenue and $2,873,000 in Prior Year Settlements to support increased temporary salary, fringe and overtime costs of $4,498,000 at San Francisco General Hospital and $1,149,000 at Laguna Honda Hospital for the Department of Public Health retroactive to Fiscal Year 2006-2007.

(Fiscal Impact.)
7/24/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071087 [Amending Ordinance 115-07 which approved an Mayor, Supervisor amendment to the Rincon Point-South Beach Redevelopment Plan] Peskin
Ordinance amending Ordinance 115-07 (which approved an amendment to the Rincon Point-South Beach Redevelopment Plan).
7/24/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

071089 [Warning and cough and cold medicine for infants and young children] Supervisors Alioto-Pier, Dufty

Ordinance amending the San Francisco Health Code by adding Article 36, sections 3601 through 3609, to: (1) require businesses located in the City and County of San Francisco to post point-of-sale warnings on administering cough and cold medicine to infants and children younger than 2 years, and (2) provide penalties for violations.

7/24/07, ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 8/23/2007.

071090 [Persuasion Poll Disclosure Requirements] Supervisors Daly, Ammiano, Mirkarimi

Ordinance amending the Campaign and Governmental Conduct Code by adding section 1.160.5 to require that persons conducting or paying for telephonic persuasion polls must disclose information to call recipients during the telephone calls and must file disclosures with the San Francisco Ethics Commission.

7/24/07, RECEIVED AND ASSIGNED to Rules Committee. (Referred to Ethics Commission)

Resolutions

070922 [Temporarily halting construction at the Hunters Point Shipyard] Supervisor Daly

Resolution urging the Department of Public of Health and Lennar Corporation to temporarily halt construction at the Hunters Point Shipyard and to contract with an independent entity to conduct a health assessment of the residents of Bay View Hunters Point.

6/19/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

7/24/07, CALLED FROM COMMITTEE. Pursuant to Rule 5.31, Supervisor Daly called this measure from City Operations & Neighborhood Services Committee.

071058 [Support for development of City-owned electric generation project] Supervisors Maxwell, Dufty, Ammiano

Resolution urging the Public Utilities Commission to move expeditiously to complete and present for Board of Supervisors consideration agreements necessary for the development of a City-owned combustion turbine project to promote the goals of the City's Electricity Resource Plan.

7/17/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

7/24/07, REFERRED to Land Use and Economic Development Committee. Supervisor Daly requested that this matter be referred to Committee. Supervisors Dufty and Ammiano requested to be added as co-sponsors.

071083 [In honor of Carolyn Hanna's retirement after Supervisor Sandoval

twenty-seven years of service in the Office of the Public Defender]

Resolution commending Carolyn Hanna for twenty-seven years of distinguished service to the City and County of San Francisco.

7/24/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

7/24/07, ADOPTED.

071084 [Renew Joint Power and Revolving Fund Contract with State] Supervisor Mirkarimi

Resolution authorizing the Department of the District Attorney to enter into a Joint Power and Revolving Fund Contract with the California Victim Compensation and Government Claims Board to: (1) contract for, accept and expend up to $1,184,530 allocated from the California Victim Compensation and Government Claims Board for the assistance of victims and witnesses of crime for the period of July 1, 2007 through June 30, 2009; and (2) renew its current agreement with the California Victim Compensation and Government Claims Board, an agent of the State of California, for a revolving loan fund in the amount of $75,000 to be used to pay for verified funeral/burial expenses and emergency relocation for victims of domestic violence and sexual assault for an additional two years from July 1, 2007 through June 30, 2009.

7/24/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071086 [Multifamily Housing Revenue Bonds - Mason Street Apartments] Mayor

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds (as defined herein) in an aggregate principal amount not to exceed $28,000,000 for the purpose of providing financing for a multifamily rental housing project to be known as Mason Street Apartments; approving the form of and authorizing the execution of an indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to city officials to take actions necessary to implement this resolution; and related maters.

7/24/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071088 [Parking Regulations] Supervisor McGoldrick

Resolution enacting and rescinding parking regulations at various locations

PARKING METER AREA 3 (1-HOUR PARKING TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - RESCIND
PARKING METER AREA 3 (2-HOUR PARKING TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Clement Street, on metered blocks and adjacent north-south metered streets, between Arguello Boulevard and 25th Avenue (changes existing one hour meters to two hour time limit)

7/24/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

071091 [Marina Branch Library reopening] Supervisor Alioto-Pier

Resolution recognizing the Grand Re-Opening of the Marina Branch Library and commending the San Francisco Public Library and its team for their hard work and commitment to San Francisco and its residents.

7/24/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071092 [Contract between the Department of Public Health and San Francisco Community Health Authority to provide universal health insurance services for San Francisco children and young adults aged Supervisor Ammiano

Resolution authorizing the Director of Public Health and the Director of the Office of Contract Administration/Purchaser to contract between the City and County of San Francisco and the San Francisco Community Health Authority to provide universal health insurance services for San Francisco children and young adults aged 0 through 24 and young parents aged 19 through 24 for the period of July 1, 2007 through June 30, 2008 in the amount of $11,342,433.

(Fiscal Impact.)

7/24/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071093 [Urging the American Psychological Association to end its acquiescence in regard to participation of psychologists in interrogation of detainees in Iraq, Afghanistan and Guantanamo Bay] Supervisor Ammiano

Resolution requesting that the American Psychological Association reconsider its stance regarding the participation of psychologists in interrogations of detainees by restricting the use of psychologists to providing therapeutic benefits in all sites where detainees are held without due process in violation of international human rights law.

7/24/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071094 [Extending by 30 days the prescribed time within which the Planning Commission may render its decision on a proposed ordinance that would amend the Planning Code to create the Fringe Supervisor Ammiano

Resolution extending by 30 days the prescribed time within which the Planning Commission may render its decision on a proposed ordinance that would amend the Planning Code to create the Fringe Financial Service Restricted Use District and make related Zoning Map amendments.

7/24/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE

AGENDA AT THE NEXT BOARD MEETING.

071095 [Opposing AB 112] Supervisors Elsbernd, McGoldrick

Resolution opposing Assembly bill 112 to amend Section 97 of the Streets and Highways Code.

7/24/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071096 [Accept-Expend Federal Grant - Spousal Abuser Prosecution Program] Supervisor Maxwell

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to accept and expend a grant in the amount of $102,076 through the California Department of Justice for a program entitled "Spousal Abuser Prosecution Program" for fiscal year 2007/2008.

7/24/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071097 [Urging restoration of two-way traffic on Hayes Street] Supervisor Mirkarimi

Resolution urging the Municipal Transportation Agency to restore two-way traffic on the block of Hayes Street between Gough and Franklin streets, to restore the pedestrian crossing of Gough Street on the south side of Hayes Street, and develop a detailed plan and implementation strategy for streetscape improvements to the Hayes Valley Commercial District along Hayes Street between Franklin and Laguna streets.

7/24/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071099 [Accept-Expend Federal Grant-2007 Mayor's Summer Food Service Program and Afterschool Snack program] Supervisor Dufty

Resolution authorizing the San Francisco Department of Children, Youth and their Families (DCYF), to accept and expend a grant in the amount of $876,988, currently and retroactively, from the United States Department of Agriculture for the 2007 Mayor's Summer Food Service Program and the After School Snack Program.

7/24/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

070162 [Reserved Funds, Department of Emergency Management, Division of Emergency Services]

Hearing to consider release of reserved funds Department of Emergency Management, Division of Emergency Services (DEM) fiscal year 2005 Homeland Security Grant funds in the amount of $891,500 for Emergency Operations Center (EOC) Renovation.

3/7/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071098 **[Hearing on temporarily halting construction at the Hunters Point Shipyard]**

Hearing to consider the possible adoption of a Resolution urging the Department of Public of Health and Lennar Corporation to temporarily halt construction at the Hunters Point Shipyard and to contract with an independent entity to conduct a health assessment of the residents of Bay View Hunters Point.

7/24/07, RECEIVED AND ASSIGNED to Board of Supervisors. Public hearing at July 31, 2007 Board meeting

Motion

071100 **[Authorizing preparation of Proponent/Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 6, 2007 Election]**

Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for Charter Amendments approved by the Board of Supervisors for submittal to the voters at the November 6, 2007 Election. (Clerk of the Board)

7/24/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

PROPOSED RESOLUTIONS

071063 **[Authorizing the Committee on Information Technology to amend its contract with Central Computer Systems by more than $500,000]**

Resolution authorizing the Office of Contract Administration to enter into the Fifth Amendment to the Agreement between the City and Central Computer Systems (part of the Computer Store procurement vehicle), in which the amendment shall increase the contract's not-to-exceed amount by more than $500,000. (Office of Contract Administration)

(Fiscal Impact.)

7/16/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071064 **[Raising Office Depot's contract not-to-exceed amount to more than $10 million]**

Resolution approving the Third Amendment to the Agreement between the City and County of San Francisco (City) and Office Depot (Contractor) for office supplies, increasing the contract's not-to-exceed amount to more than $10 million, pursuant to San Francisco Charter Section 9.118(b). (Office

of Contract Administration)

(Fiscal Impact.)
7/16/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071065 [Approving a contract in excess of $10 million]
Resolution approving an Agreement between the City and County of San Francisco and Pioneer Americas LLC for sodium hypochlorite, a contract estimated to exceed $10 million, pursuant to San Francisco Charter Section 9.118(b). (Office of Contract Administration)

(Fiscal Impact.)
7/16/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071066 [Approval of the HIV Prevention Projects Grant Supervisor Dufty application]
Resolution authorizing the San Francisco Department of Public Health (DPH) to submit an interim progress report (IPR) in order to continue to receive funding for the HIV Prevention Projects grant from the Centers of Disease Control and Prevention (CDC). The amount of this annual recurring grant for the next grant year (January 1, 2008 to December 31, 2008) is expected to be approximately $9 million. The due date of the IPR is September 4, 2007. (Public Health Department)
7/13/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
Supervisor Dufty requested to be added as sponsor.

PROPOSED MOTIONS

Requests Granted

From: Supervisor Ammiano
To: Controller

Requesting/Inquiring: Requesting the Controller's Office examine the shortfall in budgeting for the MCO and formulate an action plan going forward that would address the necessary but unaccounted for CPI increase assumed in the latest draft of the MCO legislation.

From: Supervisor Alioto-Pier
To: Police Chief

Requesting/Inquiring: Inquiring if whether the Police Foot Patrol legislation (Ordinance No. 1-07, File No. 061453), passed in January of 2007, has taken patrol officers out of the Marina and Cow Hollow neighborhoods and/or has diverted police attention from this area.

This report should focus on all reported crimes in the Marina/Cow Hollow

Neighborhood since the foot patrol legislation passed compared with a

relevant

period prior to the establishment of the program; an analysis or response times to

priority calls for the Marina/Cow Hollow neighborhoods, compared with a relevant

period prior to the establishment of the program.

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti from the phone box near 645 Hayes Street. The box owner is not visible on the box.

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: To report on what the Department of Public Works is doing to respond to elderly and disabled individuals who can not comply with Section 170 of the Public Works Code.

From: Supervisor Mirkarimi
To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the status of removing graffiti on the parking signs located on both sides of the street (unless otherwise noted), at the following locations:

- *Masonic between Waller and Frederick*
- *Ashbury between Frederick and Waller*
- *Waller between Buena Vista West and Stanyan*
- *Downey between Frederick and Ashbury*
- *17th Street between Belvedere and Stanyan*
- *Belvedere between Alma and Frederick*
- *Cole between Alma and Frederick*
- *Shrader between 17th and Grattan*
- *Shrader between Haight and Frederick (Black Frames)*
- *Parnassus between Shrader and Cole*
- *Cole between Parnassus and Frederick*
- *Frederick between Cole and Ashbury*
- *Stanyan between Parnassus and Oak*
- *Oak between Cole and Ashbury*
- *Oak between Broderick and Divisadero*

From: Supervisor Mirkarimi
To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the status of removing graffiti from Department of parking and Traffic property at the following locations:

Parking Meters: Hayes Street between Laguna and Gough

Frederick between Cole and Belevedere

Bike Racks: Hayes Street between Laguna and Gough

Stop Sign: Northeast corner of 17th and Belvedere

From: Supervisor Mirkarimi
To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the status of removing moss from the Department of Parking and Traffic property at the "No Parking Sign" on the southwest corner of parking on Oak and Shrader.

From: Supervisor Mirkarimi
To: General Manager, Public Utilities Commission

Requesting/Inquiring: To report on the status of removing graffiti from the metal poles at the following locations:

- *1115 Clayton*
- *947 Ashbury*
- *1079 Ashbury*
- *Southeast corner of Ashbury and Piedmont*
- *1387 Masonic*
- *Northwest corner of Belvedere and 17th Street*
- *Southeast corner of Hayes and Buchanan (in bus stop area)*
- *Ivy Street between Gough and Laguna (multiple poles both sides of the street)*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti at 56 and 58 Central.

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti from the public property located at the following Emergency Boxes:

- *Northwest corner of Clayton and 17th Street;*
- *Southwest corner of Rivoli and Belvedere*
- *Northeast corner of Cole and Alma*
- *Southeast corner of Hayes and Laguna*

Fire Hydrant:

- *Southeast corner of Ashbury and Frederick*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti from the light switch boxes on public property located at the following locations:

- *Northeast corner of Broderick and Oak*
- *Northeast corner of Oak and Pierce*
- *Northeast corner of Oak and Steiner*
- *Northeast corner of Oak and Fillmore*
- *Southeast corner of Fell and Buchanan*
- *Northeast corner of Linden and Buchanan*

Garbage Cans:

- *Northeast corner of Cole and Carl*

From: Supervisor Mirkarimi
To: General Manager, Recreation and Park Department

Requesting/Inquiring: To report on the status of removing graffiti from the following locations:

- *Utility Box on Park Property at the southwest corner of Waller and Stanyan*
- *Sidewalk on Hayes Street in front of the Hayes Valley Playground*

From: Supervisor Mirkarimi
To: Director, Housing Authority

Requesting/Inquiring: To provide a status update to the Supervisor's office and the tenants of Plaza East Apartments on the following:

- *The installation of gates on Larch Way*
- *The installation of gates on individual units*
- *The removal of the lease clause that penalizes tenants for placing bars on their windows*
- *The installation of lights on gates located in the rear area near the trash door and the installation of a secure door at that location*
- *The release of shooting/criminal activity footage from security cameras*
- *Increased security personnel at the property*

In Memoriams

Mario Samatra (The Entire Board)

Dr. Mahendra J. Dave (Supervisor Peskin)

Pete Wilson (Supervisors Elsbernd, Alioto-Pier, Dufty)

Harrison Leonardo (The Entire Board)

George Guenther (Supervisor Maxwell)

ADJOURNMENT

There being no further business the Board adjourned at the hour of 5:47 p.m.

Angela Calvillo, Clerk of the Board

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on August 14, 2007.

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee. Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4)standing in the Legislative Chamber. Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer. THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383For information, call (415) 554-5184. Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 554-4188.

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City and County of San Francisco
Board of Supervisors

July 31, 2007

City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

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MEETING MINUTES

Tuesday, July 31, 2007
2:00 PM
Legislative Chamber - Second Floor
Regular Meeting

Board of Supervisors

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Members Present:	*Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.*
Members Excused:	*None.*
Members Absent:	*None.*

DOCUMENTS DEPT.
OCT 30 2007
SAN FRANCISCO

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:02 p.m. On the call of the roll Supervisor Sandoval was noted absent.

There was a quorum.

Supervisor Sandoval was noted present at 2:03 p.m.

APPROVAL OF MEETING MINUTES

Supervisor Jew, seconded by Supervisor Alioto-Pier, moved to approve Board Meeting Minutes for June 26, 2007 and Special Board of Supervisors Meetings of the Budget and Finance Committee for June 25, 2007 and June 28, 2007. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

COMMUNICATIONS

CONSENT AGENDA

Recommendation of the Government Audit and Oversight Committee

070926 **[Designating a sole source contractor to provide healthcare coverage to certain eligible temporary exempt as-needed SEIU City employees]** Mayor

Ordinance authorizing the Department of Human Resources to execute a contract with the San Francisco Health Plan to administer healthcare coverage to certain eligible temporary exempt as-needed City employees who are members of SEIU locals 535, 790 and UHW; and granting a waiver to the competitive procurement requirements of San Francisco Administrative Code Chapter 21.

(Fiscal Impact.)

Enacted Number: 176-07

FINALLY PASSED

Recommendations of the Land Use and Economic Development Committee

070444 **[Residential Inclusionary Affordable Housing** Supervisor Sandoval

Requirements]

Ordinance approving changes to the Residential Inclusionary Affordable Housing Requirements by amending Section 315 to clarify the regulations in effect for particular projects; amending Section 315.1 to modify certain definitions related to income and sale price calculation; amending Section 315.2 to update findings; amending Section 315.3 to conform the legislation to the requirement that the ordinance apply to all projects of 5 units or more; amending Sections 315.4 and 315.5 to establish separate requirements for buildings of 120 feet in height or greater, to clarify the requirements related to the type of on- and off-site housing required, to require the Mayor's Office of Housing to establish minimum qualifications for firms that market below market-rate units; and to establish a preference in the lottery for on- and off-site units for people who live and work in San Francisco; amending Section 315.6 to provide updated guidelines for the calculation of the in lieu fee and to allow MOH to expend funds for a study to periodically update the fee; amending Section 315.7 to change the amount of time an ownership unit shall remain affordable; amending Section 315.8 to amend certain monitoring and study obligations; making a related change to the Jobs-Housing Linkage Program by amending Section 313.6 to make annual adjustments in the in lieu fee for that program correspond to the method used for the Residential Inclusionary Affordable Housing Program; and making findings, including findings under the California Environmental Quality Act.

Enacted Number: 198-07

FINALLY PASSED

070679 [Residential Rental Units: Lock Replacements by Supervisor McGoldrick Landlord When Tenants Vacate]

Ordinance amending the Administrative Code by adding Chapter 49B to provide that when a rental unit is permanently vacated by all tenants the landlord must re-key or replace all door locks that are exclusive to that unit, including doors to storage units and garages.

Enacted Number: 200-07

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

070709 [Affirming adoption of the mitigated negative

declaration for the 3400 Cesar Chavez Street Project]

Motion affirming Planning Commission adoption of the final mitigated negative declaration for the 3400 Cesar Chavez Street Project.

Enacted Number: M07-99

Supervisor Elsbernd, seconded by Supervisor Jew, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 6 - Alioto-Pier, Dufty, Elsbernd, Jew, McGoldrick, Sandoval
Noes: 5 - Ammiano, Daly, Maxwell, Mirkarimi, Peskin

070710 **[Reversing adoption of the mitigated negative declaration for the 3400 Cesar Chavez Street Project]**

Motion reversing the Planning Commission adoption of the final mitigated negative declaration for the 3400 Cesar Chavez Street Project.

Supervisor Elsbernd, seconded by Supervisor Jew, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 6 - Alioto-Pier, Dufty, Elsbernd, Jew, McGoldrick, Sandoval
Noes: 5 - Ammiano, Daly, Maxwell, Mirkarimi, Peskin

070711 **[Preparation of findings to reverse adoption of the mitigated negative declaration for 3400 Cesar Chavez Street]**

Motion directing the Clerk of the Board to prepare findings reversing the Planning Commission adoption of the final mitigated negative declaration for the 3400 Cesar Chavez Street Project.

Supervisor Elsbernd, seconded by Supervisor Jew, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 6 - Alioto-Pier, Dufty, Elsbernd, Jew, McGoldrick, Sandoval
Noes: 5 - Ammiano, Daly, Maxwell, Mirkarimi, Peskin

Called From City Operations and Neighborhood Services Committee

060589 **[Liquor License Transfer, 845 Market Street, Space 010]**

Resolution determining that the transfer of a Type 21 off-sale general license from 1001 South Van Ness Avenue to 845 Market Street, basement of the San Francisco Centre, Space 010 to Bristol Farms Inc., will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Continued to August 14, 2007

Supervisor Dufty, seconded by Supervisor Alioto-Pier, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendation of the Land Use and Economic Development Committee

070217 [Zoning - Interim moratorium on installation of microcell equipment] Supervisors Peskin, Jew, Sandoval, McGoldrick, Maxwell, Daly, Mirkarimi, Ammiano, Dufty, Alioto-Pier, Elsbernd

Urgency Ordinance approving an interim zoning moratorium on installation of microcell equipment for 45 days and making required findings, including findings of consistency with the priority policies of Planning Code Section 101.1 and environmental findings.

Continued to August 14, 2007

Supervisor Elsbernd, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendation of the Government Audit and Oversight Committee

070828 [Open Space Fund Financing] Mayor

Ordinance approving the issuance and sale of lease revenue bonds payable from the Park, Recreation and Open Space Fund to finance various park projects as further described herein; approving the form of a First Amendment to Site Lease by and between the City and County of San Francisco Finance Corporation (the "Corporation") and the City and County of San Francisco (the "City") relating to certain City-owned properties located in the City (as further described herein); approving the form of a First Supplemental Lease by and between the Corporation and the City; approving the form of a First Supplemental Trust Agreement by and between the Corporation and a trustee (including certain indemnities contained therein); approving the form of an Assignment Agreement by and between the Corporation and a trustee; approving the form of an official notice of sale and a notice of intention to sell the lease revenue bonds; directing the publication of the notice of intention to sell the lease revenue bonds; approving the form of an official statement in preliminary and final form; approving the form of a continuing disclosure certificate; authorizing the payment of costs of issuance; authorizing reimbursement of certain expenditures; authorizing the establishment of a contingency fund; adopting findings under the California Environmental Quality Act and findings pursuant to City Planning Code Section 101.1; and ratifying previous actions taken in connection therewith.

(Supervisor Daly dissented in Committee.) (No Economic Impact)

Enacted Number: 199-07

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly

Board Sitting As A Committee of the Whole

From the Rules Committee Without Recommendation

070731 **[Charter Amendment - Emissions Reduction and Supervisor Peskin Transit Reform]**

Charter amendment (Third Draft) to amend Sections 8A.100 through 8A.106, 8A.108 through 8A.110, 8A.112 through 8A.113, and A8.404; repealing Section 16.110; re-numbering Sections 16.100 and 16.102 as 8A.114 and 8A.115, respectively and amending Section 8A.115; and requiring the Board of Supervisors to adopt an ordinance amending the Traffic Code to repeal any provision in conflict with this measure and convert such provisions to rules and regulations of the Municipal Transportation Agency Board of Directors, all to increase the efficiency, effectiveness and autonomy of the Municipal Transportation Agency and to reduce greenhouse gas emissions from San Francisco's transportation sector.

The president inquired as to whether any member of the public wished to address the Board members.

Mr. Paulson, President of Labor Council; support of the Charter Amendment

Lois Scott, Local 21; support of the Charter Amendment

Robert Haaland, Local 1021; support of the Charter Amendment

Daniel Murphy, MTA Advisory Council, support of the Charter Amendment

Chriss Romero, Local 21; support of the Charter Amendment

Chris Bowman; requested to send back to Committee and to submit to the electorate at the February Election

James Byrant, SEIU, Local 1021; support of the Charter Amendment

M. Chipsay; support of the Charter Amendment

Jim Lazarus, Chamber of Commerce; expressed concern relating to off-street parking and requested to submit at the February Election

Christopher Peterso; support of the Charter Amendment

Tim Polland, SF Housing; support of the Charter Amendment

Sue Wan; support of the Charter Amendment

Francisco da Costa; support of the Charter Amendment

Irwin Lum, President Transport Workers; support of the Charter Amendment

The President declared the public hearing closed.

ORDERED SUBMITTED by the following vote:

Ayes: 7 - Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin
Noes: 4 - Alioto-Pier, Jew, McGoldrick, Sandoval

NEW BUSINESS

Recommendations of the Budget and Finance Committee

070901 **[Contracting Process for San Francisco General Hospital Rebuild Project]**

Ordinance authorizing the Director of Public Works to issue a Request for Proposals for the services of a Construction Manager/General Contractor for the San Francisco General Hospital Rebuild Program and to award a contract for such services based on the best qualifications and fee. This ordinance further authorizes the Director to negotiate and obtain prices from certain core subcontractors and to allow them to become subcontractors to the CM/GC, provided said prices are validated by City-retained cost estimators. (Public Works Department)

(Fiscal Impact.) (No Economic Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

070762 **[Airport Operating Agreement with Signature Flight Support Corporation]**

Resolution approving the Fixed Base Operator Lease and Operating Agreement between Signature Flight Support Corporation and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

Enacted Number: 436-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

070763 **[Airport Concession Lease]**

Resolution approving the Boarding Area "F" Hub Specialty Store Lease "A" between Air Sun dba Sunglass Hut and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

Enacted Number: 435-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

070788 **[Amendment to Contract** with Geomatrix

Consultants, Inc.]

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute an amendment to the contract with Geomatrix Consultants, Inc. to extend the term retroactively through June 30, 2008, to modify the scope of services, and to increase the contract by an amount not to exceed $180,000 for a new total amount not to exceed $1,259,000 for environmental consulting services. (Treasure Island Development Authority)

No Economic Impact

Enacted Number: 430-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

070793 [Lease of Real Property at 3801 Third Street, Suite 600]

Resolution authorizing the lease of 10,740 square feet of space at 3801 Third Street, Suite 600, for the San Francisco Public Utilities Commission (SFPUC), Wastewater Collection System Division retroactively to July 1, 2007. (Real Estate Department)

(Fiscal Impact.)

Enacted Number: 429-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

070806 [Authorizing the Office of Contract Administration to amend its contract with Micromenders/GC Micro to exceed $10 million]

Resolution authorizing the Office of Contract Administration to enter into the Fourth Amendment between the City and Micromenders/GC Micro (part of the Computer Store procurement vehicle), in which the amendment shall increase the contract's anticipated expenditures to over $10 million. (Office of Contract Administration)

Enacted Number: 426-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

070852 [Contract funds to support the STOP AIDS Project] Supervisor Dufty

Resolution authorizing the San Francisco Department of Public Health (DPH) to enter retroactively into an agreement with the STOP AIDS Project and expend funds in the amount of $28,410; for the period of September 1,

2006, through August 31, 2008. (Public Health Department)

Enacted 434-07
Number:

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

070853 [Airport Concession Lease]

Resolution approving the Terminal 3 Newsstands and Specialty Store Lease between Host International, Inc., and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

Enacted 433-07
Number:

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

070854 [Airport Concession Lease]

Resolution approving the Technology Products Stores Lease between ILJ San Francisco, LLC, and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

Enacted 432-07
Number:

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

070873 [Lease of Real Property]

Resolution authorizing extension of a lease of real property at 617 Mission Street and 101 New Montgomery Street for the Department of Child Support Services. (Real Estate Department)

(Fiscal Impact.)

Enacted 438-07
Number:

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

070875 [Lease of Real Property at 650 Fifth Street, Suite 307-309]

Resolution authorizing the Lease of 3,060 square feet of space at 650 Fifth Street, Suites 307-309, for the Department of Public Health's Jail Health Services retroactively to July 1, 2007. (Real Estate Department)

Enacted 423-07
Number:

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

070902 [Master Agreements for Federal and State transportation funds]

Resolution authorizing the Director of Public Works or his or her designee to execute Master Agreements between the City and County of San Francisco, through its Department of Public Works, and the California Department of Transportation. (Public Works Department)

(No Economic Impact)

Enacted Number: 437-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

Recommendations of the Government Audit and Oversight Committee

070680 [Administrative Penalties and Fees for Fare Evasion or Passenger Misconduct Offenses] Supervisor Peskin

Ordinance amending San Francisco Traffic Code Sections 127, 128, 128.1, 128.1-A, 128.2, and 128.3 to clarify the definition of "Proof of Payment" and impose administrative penalties and fees for certain types of fare evasion or passenger misconduct offenses instead of criminal penalties where authorized by state law, and authorizing the Municipal Transportation Agency's Board of Directors to set the specific penalty and fee amounts.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

070847 [Motion adopting a proposed schedule of audits to be conducted of programs of City and County departments] Supervisor Elsbernd

Motion adopting a proposed schedule of audits to be conducted of programs of City and County departments.

(Supervisor Daly dissented in Committee.)

Enacted Number: M07-100

APPROVED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly
Absent: 1 - Dufty

SPECIAL ORDER 3:00 P.M.

Supervisor Sandoval was noted absent at 3:06 p.m.

071079 **[Public Hearing - Report of Assessment costs for sidewalk and curb repairs]**

Hearing of persons interested in or objecting to report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs that the Department performed pursuant to Public Works Code Section 707.1; authorizing that such charges be assessed as a tax lien; and authorizing other official acts in furtherance thereof. (Clerk of the Board)

The President inquired as to whether or not any member of the public wished to address the Board members.

Robert Quan, Representative, Department of Public Works

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

071080 **[Report of assessment costs for sidewalk and curb repairs]**

Resolution confirming the Department of Public Works Report of Costs for sidewalk and curb repairs that the Department performed pursuant to Public Works Code Section 707.1; authorizing that such charges be assessed as a tax lien; and authorizing other official acts in furtherance thereof. (Clerk of the Board)

Report of assessment costs were amended to delete two properties.

Enacted Number: 416-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

SPECIAL ORDER 3:00 P.M.

Called From City Operations and Neighborhood Services Committee

Supervisor McGoldrick was noted absent at 3:25 p.m.

Supervisor McGoldrick was noted present at 6:27 p.m.

071098 **[Hearing on temporarily halting construction at the Hunters Point Shipyard]**

Hearing to consider the possible adoption of a Resolution urging the Department of Public of Health and Lennar Corporation to temporarily halt

construction at the Hunters Point Shipyard and to contract with an independent entity to conduct a health assessment of the residents of Bay View Hunters Point.

The President ` as to whether any member of the public wished to address the Board members.

Jessica Powell; support of temporarily halting construction at Hunters Point

Adele; support of temporarily halting construction at Hunters Point

Female speaker; support of temporarily halting construction at Hunters Point

Bishop Jackson; support of temporarily halting construction at Hunters Point

Female speaker; support of temporarily halting construction at Hunters Point

Male speaker; support of temporarily halting construction at Hunters Point

Pastor Victor Santana; support of temporarily halting construction at Hunters Point

Joel Mandara; support of temporarily halting construction at Hunters Point

Dan Solberg, St. Paulus Lutheran; support of temporarily halting construction at Hunters Point

Jesse Taylor; support of temporarily halting construction at Hunters Point

Archbishop King; support of temporarily halting construction at Hunters Point

Adam Easer; support of temporarily halting construction at Hunters Point

Ruby Corpis; support of temporarily halting construction at Hunters Point

Liaka; support of temporarily halting construction at Hunters Point

Ricky Gordon; support of temporarily halting construction at Hunters Point

Ingra Seggundo; support of temporarily halting construction at Hunters Point

Dance Corpis; support of temporarily halting construction at Hunters Point

Ed Espano; support of temporarily halting construction at Hunters Point

Female speaker; support of temporarily halting construction at Hunters Point

Female speaker; support of temporarily halting construction at Hunters

Point

Female speaker; support of temporarily halting construction at Hunters Point

JD; support of temporarily halting construction at Hunters Point

Dr. Ahimsa Porter; support of temporarily halting

HEARD AT PUBLIC HEARING.

Committee of the Whole Adjourn and Report Without Recommendation

070922 **[Temporarily halting construction at the Hunters Point Shipyard]** Supervisor Daly

Resolution urging the Department of Public of Health and Lennar Corporation to temporarily halt construction at the Hunters Point Shipyard and to contract with an independent entity to conduct a health assessment of the residents of Bay View Hunters Point.

Supervisor Daly, seconded by Supervisor Mirkarimi, moved to amend by adding a "Further Resolved, That Lennar Corporation continue to pay its employees during the work stoppage."

The motion to amend passed without objection.

NOT ADOPTED by the following vote:

Ayes: 5 - Ammiano, Daly, Jew, Mirkarimi, Sandoval
Noes: 6 - Alioto-Pier, Dufty, Elsbernd, Maxwell, McGoldrick, Peskin

Recess

The Board recessed at the hour of 7:10 p.m.

Reconvening of the Board

The Board reconvened at the hour of 7:14 p.m.

Calling the Roll

The following Supervisors were noted present: Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval - 11

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

SPECIAL ORDER 3:30 P.M.

070985 **[Public Hearing - Appeal of Tentative Final Map for 3150 Geary Boulevard]**

Hearing of persons interested in or objecting to the decision of the Department of Public Works dated June 21, 2007, affirming the approval of Tentative/Final Map for a new 8 unit mixed-use condominium project located at 3150 Geary Boulevard, Lot 028 in Assessor's Block No. 1066. (Appellants: Jerome Marks on behalf of Kok-Po (Sam) Ng and Lily Chan Ng, and Kurt Link and Maria R. Link)

The President inquired as to whether any member of the public wished to address the Board members.

There were none.

Continued to August 7, 2007

Supervisor Elsbernd, seconded by Supervisor Jew, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 1 - McGoldrick

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Tentative Parcel Map described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

070986 **[Approving decision of the Director of Public Works and approving the Tentative Map for 3150 Geary Boulevard]**

Motion approving the decision of the Director of Public Works, finding the Tentative Map consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1, and approving the Tentative Map for an 8-unit subdivision located at 3150 Geary Boulevard, Lot 028 in Assessor's Block 1066. (Clerk of the Board)

Continued to August 7, 2007

Supervisor Elsbernd, seconded by Supervisor Jew, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 1 - McGoldrick

070987 **[Disapproving decision of the Director of Public Works and disapproving the Tentative Map for 3150 Geary Boulevard]**

Motion disapproving the decision of the Director of Public Works concerning an 8-unit Tentative Map located at 3150 Geary Boulevard, Lot 028 in

Assessor's Block 1066 and disapproving the subdivision. (Clerk of the Board)

Continued to August 7, 2007

Supervisor Elsbernd, seconded by Supervisor Jew, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 1 - McGoldrick

070988 [Findings - 3150 Geary Boulevard Tentative Map]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision concerning a Tentative Map for an 8-unit subdivision located at 3150 Geary Boulevard, Lot 028 in Assessor's Block 1066. (Clerk of the Board)

Continued to August 7, 2007

Supervisor Elsbernd, seconded by Supervisor Jew, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 1 - McGoldrick

SPECIAL ORDER 4:00 P.M.

Supervisor Dufty was noted absent at 7:20 p.m.

070800 [Public Hearing - Appeal of Categorical Exemption from Environmental Review - Citywide Wireless Broadband Internet Access Network Ordinance]

Hearing of persons interested in or objecting to the decision of the Planning Department dated April 20, 2007, Case No. 2007.0097E, exempting from environmental review under Categorical Exemption [State CEQA Guidelines, Sections 15301(b), 15303(d), & 15303(e); Class Numbers 1 and 3], the proposed project is an ordinance proposed by the Mayor (Board File No. 070077) that would approve one or more agreements (hereafter "the Agreement") between EarthLink, Inc. and the City and County of San Francisco. The Agreement would permit EarthLink to manage, operate, and install within the City rights-of-way a citywide wireless broadband internet access network that would provide free or affordable internet access for San Francisco residents, workers, and visitors. The project would involve installation within the City rights-of-way of a communications system consisting of two types of above-ground equipment: transmitters and backhaul devices. The Agreement does not specify proposed locations for the communications equipment, and EarthLink has not yet selected such locations. (Appellant: Jeff Hoffman, on behalf of the San Francisco Neighborhood Antenna Free Union (SNAFU).)

(Filed May 30, 2007; companion measure to Files 070801, 070802, 070803.)

The President inquired as to whether any member of the public wished to address the Board members.

Continued to September 11, 2007

Supervisor Mirkarimi, seconded by Supervisor Elsbernd, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

070801 **[Affirming the categorical exemption issued for the Citywide Wireless Broadband Internet Access Network Ordinance]**

Motion affirming the determination by the Planning Department that the Citywide Wireless Broadband Internet Access Network Ordinance is categorically exempt from environmental review under the California Environmental Quality Act.

Continued to September 11, 2007

Supervisor Mirkarimi, seconded by Supervisor Elsbernd, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

070802 **[Disapproving the categorical exemption issued for the Citywide Wireless Broadband Internet Access Network Ordinance]**

Motion disapproving the determination by the Planning Department that the Citywide Wireless Broadband Internet Access Network Ordinance is categorically exempt from environmental review under the California Environmental Quality Act.

Continued to September 11, 2007

Supervisor Mirkarimi, seconded by Supervisor Elsbernd, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

070803 **[Preparation of findings related to the appeal of the categorical exemption for the Citywide Wireless Broadband Internet Access Network Ordinance]**

Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the Citywide Wireless Broadband Internet Access Network Ordinance is exempt from environmental review under the California Environmental Quality Act.

Continued to September 11, 2007

Supervisor Mirkarimi, seconded by Supervisor Elsbernd, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

SPECIAL ORDER: 4:00 P.M.

071028 [Public Hearing - Landmark Appeal, U.C. Extension Center, 55 Laguna Street (formerly San Francisco State Teachers College)]

Hearing of persons interested in or objecting to (1) the decision of the Planning Commission by its Resolution No. 17445 adopted June 7, 2007, disapproving the proposal of the Landmarks Preservation Advisory Board to designate the U.C. Extension Center as a San Francisco Landmark on property located at 55 Laguna Street (formerly San Francisco State Teachers College); Lots 001, 001A in Assessor's Block 0857 and Lots 001, 002, and 003 in Assessor's Block 0870. (Appellants: Robert W. Cherny, Acting President, Landmarks Preservation Advisory Board filed on July 2, 2007 and F. Joseph Butler on behalf of the San Francisco Preservation Consortium filed on July 6, 2007.) or (2) designation by the Board of Supervisors of the U.C. Extension Center, located at 55 Laguna Street, Lots 001, 001A in Assessor's Block 0857 and Lots 001, 002 and 003 in Assessor's Block 0870 as a San Francisco Landmark.

(Filed July 2 and 6, 2007; Companion measure to 071029, 071030, 071081; District 8.)

The President inquired as to whether any member of the public wished to address the Board members.

There were none.

Continued to August 14, 2007 at 3:00 p.m.

Supervisor Mirkarimi, seconded by Supervisor Jew, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the landmark designation described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

071029 [Approving decision of the Planning Commission Disapproving Proposed Landmark Designation of

55 Laguna Street]

Motion approving the decision of the Planning Commission disapproving proposed landmark designation of 55 Laguna Street. (Clerk of the Board)

Continued to August 14, 2007 at 3:00 p.m.

Supervisor Mirkarimi, seconded by Supervisor Jew, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

071030 **[Disapproving decision of the Planning Commission Disapproving Proposed Landmark Designation of 55 Laguna Street]**

Motion disapproving the decision of the Planning Commission disapproving proposed landmark designation of 55 Laguna Street. (Clerk of the Board)

Continued to August 14, 2007 at 3:00 p.m.

Supervisor Mirkarimi, seconded by Supervisor Jew, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

071081 **[Findings - 55 Laguna Landmark Designation Appeal]**

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision concerning the appeal of the Planning Commission's disapproval of a landmark designation of 55 Laguna Street. (Clerk of the Board)

Continued to August 14, 2007 at 3:00 p.m.

Supervisor Mirkarimi, seconded by Supervisor Jew, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

071082 **[Landmark Designation of Richardson Hall, Woods Hall, and Woods Hall Annex, Located at 55 Laguna Street formerly known as the San Francisco State Teacher's College]**

Ordinance Designating 55 Laguna Street (U.C. Extension Center, formerly known as the San Francisco State Teacher's School) as a Landmark under Planning Code Article 10; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings. (City Attorney)

Continued to August 14, 2007 at 3:00 p.m.

Supervisor Mirkarimi, seconded by Supervisor Jew, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

COMMITTEE REPORTS

070984 [Appointment - Police Commission]

Motion confirming the Mayor's nomination of, and appointing, Thomas Mazzucco, term ending April 30, 2008, to the San Francisco Police Commission. (Mayor)

(Charter Section 4.109 - Board of Supervisors must act within 60 days from the date the nomination is transmitted from the Mayor to the Clerk of the Board's Office. If the Board fails to act on the Mayor's nomination within the 60 days the Mayor's nominee shall be deemend approved. Transmittal Date: 7/2/07.)

Enacted Number: M07-96

APPROVED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

071054 [Settlement of Claim - Pennie Sempell] Supervisor Elsbernd

Resolution approving the settlement of the unlitigated claim filed by Pennie Sempell against San Francisco for $350,000; claim was filed on December 19, 2006.

Enacted Number: 424-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

071044 [Appointment - Ballot Simplification Committee]

Resolution appointing June Fraps, Betty Packard and Suzanne Stassevitch, terms ending November 30, 2008, to the Ballot Simplification Committee.

3 seats being considered June Fraps, succeeding herself, term expired, seat 1, must represent the National Academy of Television Arts and Sciences, Northern California Chapter or the Northern California Broadcasters Association, for the unexpired portion of a two-year term ending November 30, 2008. Betty Packard, succeeding herself, term expired, seat 2, must represent the National Academy of Television Arts and Sciences, Northern California Chapter or the Northern California Broadcasters Association, for the unexpired portion of a two-year term ending November 30, 2008. Suzanne Stassevitch, succeeding herself, term expired, seat 3, must represent the League of Women Voters of San Francisco, for the unexpired portion of a two-year term ending November 30, 2008.

Enacted Number: 425-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

071087 [Amending Ordinance 115-07 which approved an Mayor, Supervisor amendment to the Rincon Point-South Beach Peskin

Redevelopment Plan]

Ordinance amending Ordinance 115-07 (which approved an amendment to the Rincon Point-South Beach Redevelopment Plan).

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

Abdullah Megaheed; expressed concern with issues relating to comments made by a former Supervisor

James Chaffee; expressed concern with issues relating to the SF Public Library

Walter; shared with the Board in song his public comment

Female speaker; showed interest for the SF Firefighters pay raise

Mr. Story; expressed concern with issues relating to pit bulls and wanting them to be banned from SF parks

Noelle Wiggins, Local 2407; expressed concern with issues relating to Security Officers

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

071091 [Marina Branch Library reopening] **Supervisor Alioto-Pier**

Resolution recognizing the Grand Re-Opening of the Marina Branch Library and commending the San Francisco Public Library and its team for their hard work and commitment to San Francisco and its residents.

Enacted Number: 427-07

ADOPTED

071094 [Extending by 30 days the prescribed time within which the Planning Commission may render its decision on a proposed ordinance that would amend the Planning Code to create the Fringe] Supervisor Ammiano

Resolution extending by 30 days the prescribed time within which the Planning Commission may render its decision on a proposed ordinance that would amend the Planning Code to create the Fringe Financial Service Restricted Use District and make related Zoning Map amendments.

Enacted Number: 428-07

ADOPTED

071095 [Opposing AB 112] Supervisors Elsbernd, McGoldrick

Resolution opposing Assembly bill 112 to amend Section 97 of the Streets and Highways Code.

Enacted Number: 421-07

ADOPTED

071096 [Accept-Expend Federal Grant - Spousal Abuser Prosecution Program] Supervisor Maxwell

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to accept and expend a grant in the amount of $102,076 through the California Department of Justice for a program entitled "Spousal Abuser Prosecution Program" for fiscal year 2007/2008.

Enacted Number: 431-07

ADOPTED

071099 [Accept-Expend Federal Grant-2007 Mayor's Summer Food Service Program and Afterschool Snack program] Supervisor Dufty

Resolution authorizing the San Francisco Department of Children, Youth and their Families (DCYF), to accept and expend a grant in the amount of $876,988, currently and retroactively, from the United States Department of Agriculture for the 2007 Mayor's Summer Food Service Program and the After School Snack Program.

Enacted 422-07

Number:
ADOPTED

070928 [Final Map - 501 33rd Avenue/6901 Geary Boulevard]

Motion approving Final Map 3687, a 21 Unit Mixed-Use Condominium Project, located at 501 33rd Avenue / 6901 Geary Boulevard being a subdivision of Lot 001 in Assessors Block No. 1511 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,977; District 1.)

Enacted Number: M07--90
APPROVED

070929 [Final Map - 566 South Van Ness Avenue]

Motion approving Final Map 3903, a 32 Residential Unit and 2 Commercial Unit Mixed-Use Condominium Project, located at 566 South Van Ness Avenue being a subdivision of Lot 005 in Assessors Block No. 3570 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,970; District 6.)

Enacted Number: M07-91
APPROVED

070962 [Final Map - 818 Van Ness Avenue]

Motion approving Final Map 3892, a 54 Unit Mixed-Use Condominium Project, located at 818 Van Ness Avenue being a subdivision of Lots 006, 007 and 008 in Assessors Block No. 0739 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,974; District 6.)

Enacted Number: M07-92
APPROVED

071035 [Final Map - 481A-481F Clementina Street]

Motion approving Final Map 3702, a 6 Unit Residential Condominium Project, located at 481A-481F Clementina Street being a subdivision of Lot 036 in Assessors Block No. 3732 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1 (Public Works Department)

(DPW Order No. 176,971; District 6.)

Enacted Number: M07-93
APPROVED

071036 [Final Map - 1335 Fulton Street]

Motion approving Final Map 4002, a 7 Unit Mixed-Use Condominium Project, located at 1335 Fulton Street being a subdivision of Lot 031 in Assessors Block No. 1182 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,972; District 5.)

Enacted Number: M07-94
APPROVED

071075 [Final Map - 900 Minnesota Street]

Motion approving Final Map 3996, a 142 Residential Unit and a 5 Commercial Unit Mixed-Use Condominium Project, located at 900 Minnesota Street being a subdivision of Lot 027 in Assessors Block No. 4106 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,976; District 6.)

Enacted Number: M07-95
APPROVED

The foregoing items were acted upon by the following vote:
Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

Severed From the Without Reference to Committee Agenda

Supervisor Ammiano requested that this matter be severed so that it might be considered separately.

071092 [Contract between the Department of Public Health and San Francisco Community Health Authority to provide universal health insurance services for San Francisco children and young adults aged] Supervisor Ammiano

Resolution authorizing the Director of Public Health and the Director of the Office of Contract Administration/Purchaser to contract between the City and County of San Francisco and the San Francisco Community Health Authority to provide universal health insurance services for San Francisco children and young adults aged 0 through 24 and young parents aged 19

through 24 for the period of July 1, 2007 through June 30, 2008 in the amount of $11,342,433.

(Fiscal Impact.)

Supervisor Ammiano requested that this matter be referred to Committee.

REFERRED to the Budget and Finance Committee.

Supervisor Alioto-Pier requested that this matter be severed so that it might be considered separately.

071093 **[Urging the American Psychological Association to end its acquiescence in regard to participation of psychologists in interrogation of detainees in Iraq, Afghanistan and Guantanamo Bay]** **Supervisor Ammiano**

Resolution requesting that the American Psychological Association reconsider its stance regarding the participation of psychologists in interrogations of detainees by restricting the use of psychologists to providing therapeutic benefits in all sites where detainees are held without due process in violation of international human rights law.

Supervisor Alioto-Pier requested that this matter be referred to Committee.

REFERRED to the Rules Committee.

Supervisor Mirkarimi requested that this matter be severed so that it might be considered separately.

071097 **[Urging restoration of two-way traffic on Hayes Street]** **Supervisor Mirkarimi**

Resolution urging the Municipal Transportation Agency to restore two-way traffic on the block of Hayes Street between Gough and Franklin streets, to restore the pedestrian crossing of Gough Street on the south side of Hayes Street, and develop a detailed plan and implementation strategy for streetscape improvements to the Hayes Valley Commercial District along Hayes Street between Franklin and Laguna streets.

Supervisor Mirkarimi requested that this matter be referred to Committee.

REFERRED to the Land Use and Economic Development Committee.

Supervisor Elsbernd requested that this matter be severed so that it might be considered separately.

071100 **[Authorizing preparation of Proponent/Opponent ballot arguments and rebuttal ballot arguments for submittal to the**

voters at the November 6, 2007 Election]

Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for Charter Amendments approved by the Board of Supervisors for submittal to the voters at the November 6, 2007 Election. (Clerk of the Board)

Supervisor Elsbernd, seconded by Supervisor Sandoval, moved that this Motion be AMENDED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

Continued to August 7, 2007

Supervisor Elsbernd, seconded by Supervisor Sandoval, moved that this Motion be CONTINUED AS AMENDED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

OFF-AGENDA LEGISLATION

Ordinances

071121 **[Creating an Independent Rate Payer Advocate for reviewing and recommending utility service rates proposed by the San Francisco Public Utilities Commission]** Supervisor Alioto-Pier

Draft ordinance requiring the City Administrator to obtain the services of an Independent Rate Payer Advocate, and prescribing the duties and responsibilities of the Independent Rate Payer Advocate.

7/31/07, RECEIVED AND ASSIGNED to Rules Committee. (Referred to City Attorney for approval as to form.)

071122 **[Zoning - Interim zoning controls requiring conditional use authorization for new development in the Bernal Heights Brewster/Joy Neighborhood]** Supervisor Ammiano

Ordinance approving interim zoning controls requiring conditional use authorization for new development in the Bernal Heights Brewster/Joy Neighborhood on the East Slope of Bernal Heights, and making findings of consistency with the priority policies of Planning Code Section 101.1 and environmental findings.

7/31/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/30/2007.

071128 **[De-appropriating $45,717 of General Fund and Appropriating $45,717 for a Golf Course Task Force in the Department of Recreation and Park for Fiscal Year 2007-2008]** Supervisor McGoldrick

Ordinance de-appropriating $45,717 for Golden Gate Park Stables in the Department of Recreation and Park, and appropriating $45,717 for a half-

time 1823 Senior Administrative Analyst position to staff a Golf Course Task Force in the Department of Recreation and Park for Fiscal Year 2007-2008.

(Supervisor Dufty dissented in committee.)

7/31/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071129 **[Public Employment - Recreation and Park Department]** **Supervisor McGoldrick**

Ordinance amending Ordinance No. 175-07 (Annual Salary Ordinance FY 2007-2008) to reflect the addition of one position (.37 FTE) Class 1823 - Senior Administrative Analyst in the Recreation and Park Department.

(Supervisor Dufty dissented in committee.)

7/31/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071133 **[Commuter Benefits]** **Supervisors Mirkarimi, Peskin, Daly**

Ordinance adding Section 410 of the Environment Code to require San Francisco employers to offer commuter benefits to encourage employees to use public transit or van pools; to authorize the Department of the Environment to implement an Emergency Ride Home program; to transfer the existing Section 410 to Section 412 of the Environmental Code; and to make environmental findings.

7/31/07, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 8/30/2007. 08/09/07 - Referred to Planning for determination of environmental impact.

071134 **[Accept-Expend Grant - Public Defender]** **Supervisor Maxwell**

Ordinance authorizing the Office of the Public Defender to accept and expend a grant in the amount of $70,000 from the Zellerbach Family Foundation for a court alternative specialist position dedicated to working with the children of incarcerated parents (CIP).

7/31/07, RECEIVED AND ASSIGNED to Public Safety Committee.

071135 **[Entertainment Commission - Place of Entertainment Permits]** **Supervisor Peskin**

Ordinance amending the San Francisco Police Code Sections 1060, 1060.1, 1060.2, 1060.3, 1060.5, 1060.20, 1060.23, 1060.24, 1060.25 and 1060.29; repealing Section 1060.22; and adding Sections 1060.30 and 1060.31, relating to the application, approval, amendment, suspension, revocation, and transfer of Place of Entertainment Permits and One Night Event Permits, including changes in penalties for violations of law.

7/31/07, ASSIGNED UNDER 30 DAY RULE to Public Safety Committee, expires on 8/30/2007.

071136 **[Recreation and Park Department - Camping, Sleeping]** **Mayor**

Ordinance amending San Francisco Park Code Section 3.12 to prohibit cooking, and to prohibit modification of park landscape to create a shelter; and amending Section 3.13 to prohibit sleeping in any park from 8:00 p.m. to 8:00 a.m.

7/31/07, ASSIGNED UNDER 30 DAY RULE to City Operations and

Neighborhood Services Committee.

Resolutions

071092 **[Contract between the Department of Public Health and San Francisco Community Health Authority to provide universal health insurance services for San Francisco children and young adults aged** Supervisor Ammiano

Resolution authorizing the Director of Public Health and the Director of the Office of Contract Administration/Purchaser to contract between the City and County of San Francisco and the San Francisco Community Health Authority to provide universal health insurance services for San Francisco children and young adults aged 0 through 24 and young parents aged 19 through 24 for the period of July 1, 2007 through June 30, 2008 in the amount of $11,342,433.

(Fiscal Impact.)

7/24/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

7/31/07, REFERRED to Budget and Finance Committee. Supervisor Ammiano requested that this matter be referred to Committee.

071093 **[Urging the American Psychological Association to end its acquiescence in regard to participation of psychologists in interrogation of detainees in Iraq, Afghanistan and Guantanamo Bay]** Supervisor Ammiano

Resolution requesting that the American Psychological Association reconsider its stance regarding the participation of psychologists in interrogations of detainees by restricting the use of psychologists to providing therapeutic benefits in all sites where detainees are held without due process in violation of international human rights law.

7/24/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

7/31/07, REFERRED to Rules Committee. Supervisor Alioto-Pier requested that this matter be referred to Committee.

071097 **[Urging restoration of two-way traffic on Hayes Street]** Supervisor Mirkarimi

Resolution urging the Municipal Transportation Agency to restore two-way traffic on the block of Hayes Street between Gough and Franklin streets, to restore the pedestrian crossing of Gough Street on the south side of Hayes Street, and develop a detailed plan and implementation strategy for streetscape improvements to the Hayes Valley Commercial District along Hayes Street between Franklin and Laguna streets.

7/24/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

7/31/07, REFERRED to Land Use and Economic Development Committee. Supervisor Mirkarimi requested that this matter be referred to Committee.

071119 **[Accept and Expend FEMA Hazard Mitigation** Supervisor Alioto-Pier

Grant Program Funds]

Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a grant in the amount of $660,000 in Hazard Mitigation Grant Program funds through the Federal Emergency Management Agency to seismically retrofit the Millbrae Water Supply & Treatment Headquarters.

7/31/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

071120 **[Accept-Expend State Grant - Board of Supervisors]** **Supervisor Alioto-Pier**

Resolution authorizing the San Francisco Board of Supervisors to accept and expend $275,000 in AB 471 funds from the California Resources Agency, Environmental Enhancement and Mitigation Program to fund Americans with Disabilities Act (ADA) and other improvements to Tulare Park.

7/31/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

071123 **[Landmark Designation Nomination for two trees located at 500 Cortland Street in Front of Bernal Heights Library]** **Supervisor Ammiano**

Resolution of intent initiating the nomination of two Flowering Ash trees (Fraxinus Ornus) located at 500 Cortland Street, in front of Bernal Heights Library (Assessor's Bock 5707, Lot 027) for landmark tree status pursuant to Public Works Code Section 810(b), acknowledging temporary designation pursuant to Public Works Section 810(d), and authorizing other official acts in furtherance of the Resolution.

7/31/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee. 8/7/07 - Referral letter sent to Department of the Environment.

071124 **[Landmark Designation Nomination for Tree Located in Bernal Heights Natural Area]** **Supervisor Ammiano**

Resolution of intent initiating the nomination of the Blue Elderberry Tree (Sambucus mexicana) located at Folsom Street and Bernal Heights Boulevard in Bernal Heights Natural Area (Assessor's Block 5548, Lot 002) for landmark tree status pursuant to Public Works Code Section 810(b), acknowledging temporary designation pursuant to Public Works Section 810(d), and authorizing other official acts in furtherance of the Resolution.

7/31/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee. 8/7/07 - Referral letter sent to Department of the Environment.

071125 **[Landmark Designation Nomination for Tree Located at 3555 Cesar Chavez Street]** **Supervisor Ammiano**

Resolution of intent initiating the nomination of the Moreton Bay Fig tree (Ficus macrophylla) located at 3555 Cesar Chavez Street (Assessor's Block 6575, Lot 002) for landmark tree status pursuant to Public Works Code Section 810(b), acknowledging temporary designation pursuant to Public Works Section 810(d), and authorizing other official acts in furtherance of the Resolution.

7/31/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee. 8/7/07 - Referral letter sent to Department of the Environment.

071126 **[Initiating designation of 194 Church Street (Lot 016, Block 3537) as a Landmark]** Supervisors Dufty, McGoldrick, Ammiano

Resolution initiating designation of 194 Church Street, located at the intersection of Church Street, Market Street and 14th Street, in Lot 016 and in Block 3537 as a Landmark pursuant to Section 1004.1 of the San Francisco Planning Code.

7/31/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

071127 **[Formalizing the Board of Supervisor's response to the Civil Grand Jury Recommendations]** Supervisor Elsbernd

Resolution amending the process by which the Board of Supervisors responds to the Civil Grand Jury Reports by adopting a resolution formally accepting or rejecting the Civil Grand Jury recommendations.

7/31/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

071130 **[Provide SSI application assistance to the chronically homeless and mentally ill]** Supervisor McGoldrick

Resolution authorizing the San Francisco Department of Public Health (DPH) to retroactively accept and expend a grant in the amount of $97,660 from the Social Security Administration (SSA) to provide SSI application assistance to the chronically homeless and mentally ill in San Francisco and to enter into an agreement for the use of these funds; for the period of May 1, 2007 to April 30, 2008, which includes a sub-contract with the San Francisco Bar Association's Homeless Advocacy Project (HAP) in the amount of $59,620 for the same time period.

7/31/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

071137 **[Supporting the resource efficient building conference and expo West Coast Green]** Supervisors Mirkarimi, Ammiano

Resolution supporting the conference and expo West Coast Green, held in San Francisco at the Bill Graham Civic Auditorium.

7/31/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071138 **[Phil Frank Day - July 31, 2007]** Supervisor Peskin

Resolution declaring July 31, 2007 as Phil Frank Day.

7/31/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071139 **[Contract between the Department of Public Health and San Francisco Community Health Authority to provide universal health insurance services for San Francisco children and young adults aged** Supervisor Ammiano

Resolution authorizing the Director of Public Health and the Director of the Office of Contract Administration/Purchaser to contract between the City and County of San Francisco and the San Francisco Community Health Authority to provide universal health insurance services for San Francisco

children and young adults aged 0 through 24 and young parents aged 19 through 24 for the period of July 1, 2007 through June 30, 2008.

(Fiscal Impact.)

7/31/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071140 **[Approval of a 45 day extension for Planning Commission review]** **Supervisors Alioto-Pier, Ammiano**

Resolution extending by 45 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance that would amend Planning Code Sections 790.55, 249.5, 781.8, 781.9, and 783 to remove grocery stores and other similar uses from prohibitions placed on the establishment of liquor stores in certain districts; and making environmental findings and findings of consistence with the General Plan and priority policies of Planning Code Section 101.1.

7/31/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071141 **[Non Profit Appreciation Day - August 18, 2007]** **Supervisor Peskin**

Resolution proclaiming August 18, 2007 as Nonprofit Appreciation Day in San Francisco.

7/31/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071142 **[Approval of a 60-day extension for Planning Commission review]** **Supervisor Maxwell**

Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on a proposed ordinance that would amend the Planning Code regarding institutional master plan review for medical institutions.

7/31/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071143 **[Accept and Expend Regional Grant - Department of the Environment]** **Supervisor Maxwell**

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $35,000 from the Environmental Protection Agency for the purpose of implementing the Bayview Hunters Point (BVHP) Healthy Homes Project.

7/31/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071144 **[Local support for Leland Avenue Streetscape Improvements Project]** **Supervisor Maxwell**

Resolution authorizing local support for the Leland Avenue Streetscape Improvements Project, designating DPW as the eligible sponsor for funding related to this project, and taking other official acts in furtherance of this project.

7/31/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071145 **[Accept and Expend Regional Grant - Department of the Environment]** Mayor

Resolution authorizing the Department of the Environment (SF Environment) to accept and expend grant funds, in the amount of $44,000 from the Bay Area Air Quality Management District (BAAQMD) to convert one Prius hybrid vehicle into a Plug-In Hybrid Electric Vehicle for the purpose of public outreach and demonstration.

7/31/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

071146 **[Accept-Expend Regional Grant - Department of the Environment]** Mayor

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $14,000.00 from Altamont Education Advisory Board to expand recycling and lunchroom composting programs at schools in San Francisco.

7/31/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Requests for Hearing

071117 **[Park Ranger staffing]** Supervisor Peskin

Hearing to discuss hiring processes for upcoming increases in Park Ranger staffing.

7/31/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

071131 **[Hearing on implementation of garbage receptacles storage]** Supervisor McGoldrick

Hearing on file number 060083 (Ordinance amending Public Works Code Section 170 to require that garbage receptacles, after collection, be returned to an enclosed area or other area that blocks views of the receptacles from the public right-of-way; and making environmental findings) to obtain an update from the Department of Public Works on the implementation of the Ordinance.

7/31/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

071132 **[Hearing on the three-month implementation status of File 070920 - Directing the SFPUC to create and implement a city-wide program to track water usage by City departments]** Supervisor Alioto-Pier

Hearing on the three-month implementation status of File 070920 - Resolution directing the San Francisco Public Utilities Commission to create and implement a city-wide program to track water usage, water conservation, and use of recycled water by City departments.

7/31/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Motion

071118 **[Legislative Analyst Request - Graffiti Abatement Program]** **Supervisor Sandoval**

Motion requesting the Legislative Analyst to draft a model graffiti abatement program for implementation by the City and County of San Francisco; to research the efforts of other city and/or county municipalities directed toward graffiti abatement; including: outreach, programs, prevention and deterrence, penalties, fines and any or all related programs or efforts; to report back its findings to the Board of supervisors and provide a copy of its findings to the Graffitti Advisory Board.

7/31/07, ASSIGNED to Board of Supervisors. Scheduled for Board consideration August 7, 2007. In-depth report to be delivered October 1, 2007 (sixty days)

PROPOSED ORDINANCES

PROPOSED RESOLUTIONS

071077 **[Lease of Real Property at 400 McAllister Street]**

Resolution authorizing the lease of 1,118 square feet of space to the Nasra Family Partnership, in the Courthouse located at 400 McAllister Street on behalf of the Superior Court. (Real Estate Department)

7/23/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071078 **[Fire Department Eligibility Renewal Application for State and Federal Surplus Personal Property Program]**

Resolution authorizing the San Francisco Fire Department to apply to renew its eligibility for the State and Federal Surplus Personal Property Program. (Fire Department)

7/17/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

Requests Granted

From: Supervisor Mirkarimi

To: General Manager, Recreation and Park Department

Requesting/Inquiring: To report on the status of repairing the southern walking path in the Panhandle.

From: Supervisor Mirkarimi

To: General Manager, Recreation and Park Department

Requesting/Inquiring: To report on the status of removing graffiti from the following locations:

Utility Box on Park property at the southwest corner of Waller and Stanyan

Sidewalk on Hayes Street in front of the Hayes Valley Playground

From: Supervisor Mirkarimi

To: General Manager, Public utilities Commission

Requesting/Inquiring: To report on the status of removing graffiti at the following locations:

Metal Poles

Northeast corner of Haight and Buchanan

Southeast corner of O'Farrell and Scott

Southwest corner of Gough and McAllister

Southwest corner of Gough and Ivy

Southwest corner of Gough and Hickory

Southwest corner of Gough and Page

Wooden Pole

Near 488 Hayes Street (in front of parking lot)

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti at Tower Valet Parking - Banner Signs located at the northwest and southwest corners of Gough and Grove.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti from the public property located at the following locations:

Emergency Boxes: Southwest corner of Page and Pierce

Curbcuts: All four corners of Scott and McAllister

Small green pole at the Southwest corner of Gough and Ivy.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti from the public property located at

In Memoriams

James Licavoli (The entire Board)

Joan Darrah (The entire Board)

Kenneth Taylor (Supervisor Mirkarimi)

Virginia Resner (Supervisor Mirkarimi)

ADJOURNMENT

There being no further business the Board adjourned at the hour of 8:32 p.m.

Angela Calvillo, Clerk of the Board

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 11, 2007.

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.
Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4)standing in the Legislative Chamber.
Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.
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Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.
AVISO EN ESPAYOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯: 必須在會議前最少四十八小時提出要求
請電: (415) 554-7703

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Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.
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City and County of San Francisco
Board of Supervisors

August 07, 2007

City and County of San Francisco

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MEETING MINUTES

Tuesday, August 7, 2007
2:00 PM
Legislative Chamber - Second Floor
Regular Meeting

Board of Supervisors

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Members Present: *Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Ed Jew, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.*

Members Excused: *None.*
Members Absent: *None.*

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:04 p.m. On the call of the roll Supervisor Alioto-Pier was noted absent.

There was a quorum.

Supervisor Alioto-Pier was noted present at 2:05 p.m.

APPROVAL OF MEETING MINUTES

Supervisor Maxwell, seconded by Supervisor Sandoval, moved to approve July 10, 2007 Meeting Minutes. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

070901 **[Contracting Process for San Francisco General Hospital Rebuild Project]**

Ordinance authorizing the Director of Public Works to issue a Request for Proposals for the services of a Construction Manager/General Contractor for the San Francisco General Hospital Rebuild Program and to award a contract for such services based on the best qualifications and fee. This ordinance further authorizes the Director to negotiate and obtain prices from certain core subcontractors and to allow them to become subcontractors to the CM/GC, provided said prices are validated by City-retained cost estimators. (Public Works Department)

(Fiscal Impact.) (No Economic Impact)

Enacted Number: 202-07
FINALLY PASSED

Recommendations of Land Use and Economic Development Committee

071087 **[Amending Ordinance 115-07 which approved an amendment to the Rincon Point-South Beach Redevelopment Plan]** Mayor, Supervisor Peskin

Ordinance amending Ordinance 115-07 (which approved an amendment to the Rincon Point-South Beach Redevelopment Plan).

Enacted Number: 201-07

FINALLY PASSED

070983 **[Parking Regulations]**

Resolution enacting and rescinding parking regulations at various locations.

PARKING METER AREA NO. 3 (1-HOUR PARKING TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - RESCIND
PARKING METER AREA NO. 3 (2-HOUR PARKING TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Sutter Street, north side, between Divisadero and Scott Streets; and
Post Street, south side, between Divisadero and Scott Streets.

PARKING METER AREA NO. 3 (2-HOUR PARKING TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Post Street, north side, between Divisadero and Scott Streets; and,
Sutter Street, south side, between Divisadero and Scott Streets.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
New Montgomery Street, east side, from Mission Street to 80 feet northerly.

NO PARKING ANYTIME - RESCIND
TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Elizabeth Street, north side, between Sanchez and Vicksburg (300 block).

PERPENDICULAR (90-DEGREE ANGLE) PARKING (SOUTHBOUND DIRECTION) - ESTABLISH
DIAGONAL (45-DEGREE ANGLE) PARKING (NORTHBOUND DIRECTION) - ESTABLISH
Van Ness Avenue, center of the street, from North Point Street to 270 feet northerly at a proposed center island.

UNMETERED MOTORCYCLE PARKING - ESTABLISH
2037 Hyde Street, west side, between the driveways for #2037 and #2041 Hyde Street (10-foot zone accommodating two motorcycle parking spaces).

RESIDENTIAL PERMIT PARKING AREA "M" (2-HOUR TIME LIMIT, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Intersection of Avila Street, Cervantes Boulevard and Prado Street.

RESIDENTIAL PERMIT PARKING AREA "B" (2-HOUR TIME LIMIT, 9 AM TO 5 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
DeLong Street, west side, from Santa Cruz Avenue to the Daly City border (1 1/2 blocks).

TOW-AWAY, NO STOPPING ANYTIME, 3 PM TO 6 PM, MONDAY THROUGH FRIDAY -ESTABLISH

Diamond Street, west side, from Bosworth Street to 22 feet northerly,

UNMETERED MOTORCYCLE PARKING - ESTABLISH
Taylor Street, east side, from Pine Street to 25 feet southerly (creates 6 motorcycle parking spaces).

NO PARKING ANYTIME - ESTABLISH
1580 5th Avenue, south side, from the driveway for this address westerly to the driveway for 1585 5th Avenue (135-foot zone).

RESIDENTIAL PERMIT PARKING AREA "W" (2-HOUR TIME LIMIT, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Hampshire Street, both sides, between 26th and Cesar Chavez Streets (1400 block).

RESIDENTIAL PERMIT PARKING AREA "L" (2-HOUR TIME LIMIT, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Anza Street, both sides, between 2nd and 3rd Avenues (1100 block)

TOW-AWAY, NO STOPPING, 3 PM TO 7 PM, MONDAY THROUGH FRIDAY - RESCIND
TOW-AWAY, NO STOPPING, 4 PM TO 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
9th Street, both sides, between Howard and Market Streets.

TOW-AWAY, NO STOPPING, 3 PM TO 7 PM, MONDAY THROUGH FRIDAY - RESCIND
TOW-AWAY, NO STOPPING, 4 PM TO 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Hayes Street, south side, between Market and Franklin Streets; and,
Hayes Street, north side, between Polk Street and Van Ness Avenue.

TWO-HOUR PARKING TIME LIMIT, 7 AM TO 6 PM, MONDAY THROUGH SATURDAY
ESTABLISH
11th Street, both sides, from Harrison Street to Bryant Street (replaces meters on

Enacted Number: 456-07
ADOPTED

070981 **[STOP Intersections]**
Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
McAllister Street, eastbound and westbound, at Stanyan Street, making this uncontrolled intersection a two-way STOP; and,

Ora and Topaz Ways, making this intersection an all-way STOP. (Parking and Traffic Department)

(6/26/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in

the use of the street; DPT Order No. 3375.) (No Economic Impact)

Enacted Number: 481-07
ADOPTED

070982 [Traffic Regulations]
Resolution enacting and rescinding traffic regulations on various streets.

MULTIPLE RIGHT TURN LANE - RESCIND
New Montgomery Street, southbound, at Mission Street.

NO U-TURNS - ESTABLISH
Webster Street, northbound and southbound, at Clay Street. (Parking and Traffic Department)

(6/26/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3375.) (No Economic Impact)

Enacted Number: 482-07
ADOPTED

Recommendations of the City Operations and Neighborhood Services Committee

070972 [Authorizing Donation of Obsolete Fire Engine and Ambulance to San Francisco City College]
Resolution authorizing Fire Department to donate an obsolete fire engine and ambulance to the Fire Sciences Program at San Francisco City College. (Fire Department)

(No Economic Impact)

Enacted Number: 441-07
ADOPTED

070973 [Contract to fund a drug research study]
Resolution authorizing the San Francisco Department of Public Health (DPH) to enter retroactively into a new subcontract from the Public Health Foundation Enterprises, Inc. (PHFE) in the amount of $95,851 to fund a drug research study; for the period of March 1, 2007 through May 31, 2008. (Public Health Department)

(No Economic Impact)

Enacted Number: 442-07
ADOPTED

070974 [Contract funds to support HIV vaccine and prevention research] Supervisors Dufty, Ammiano

Resolution authorizing the San Francisco Department of Public Health (DPH) to enter retroactively into a new subcontract from the Public Health Foundation Enterprises, Inc. (PHFE) to support the research of the San Francisco Vaccine and Prevention Unit (SFVPU) in the amount of $162,376; for the period of January 1, 2007 through September 30, 2007. (Public Health Department)

(No Economic Impact)

Supervisor Ammiano requested to be added as a co-sponsor.

Enacted Number: 443-07
ADOPTED

070975 [Recurring FY 2007-2008 State grant funds to the Department of Public Health from the California Department of Health Services]

Resolution authorizing the acceptance and expenditure of State grant funds by the San Francisco Department of Public Health (DPH) for FY 2007-2008. (Public Health Department)

(No Economic Impact)

Enacted Number: 444-07
ADOPTED

071000 [Acceptance of State Grant Funds - Municipal Transportation Agency and the Department of Public Works] Supervisor Dufty

Resolution authorizing the Municipal Transportation Agency and the Department of Public Works to accept and expend state Transportation Development Act (TDA) Article 3 funds totaling $769,274 for FY 2007-08 for various pedestrian and bicycle projects in the City and County of San Francisco, excluding citywide indirect costs.

(No Economic Impact)

Enacted Number: 454-07
ADOPTED

071006 **[Grant of Regional Funds - Municipal Transportation Agency]** Supervisor Jew

Resolution authorizing the Municipal Transportation Agency to accept and expend $600,000 of Regional Measure 2 funds for a Safe Routes to Transit project to construct safety improvements on Market Street.

(No Economic Impact)

Enacted Number: 453-07

ADOPTED

Recommendations of the Rules Committee

070976 **[Settlement of Lawsuit - Edwin Macon, Sr.]**

Ordinance authorizing settlement of the lawsuit filed by Edwin Macon, Sr. against the City and County of San Francisco for $225,000; the lawsuit was filed on August 14, 2006 in United States District Court, Northern District of California, Case No. C06-4904 SI; entitled Edwin Macon, Sr., et al., v. City and County of San Francisco, et al. (City Attorney)

(No Economic Impact)

PASSED, ON FIRST READING

070977 **[Settlement of Lawsuit - Pacific Bell Telephone Company]**

Ordinance authorizing settlement of the lawsuit filed by Pacific Bell Telephone Company against the City and County of San Francisco for $52,500.00; the lawsuit was filed on March 16, 2006 in San Francisco County Superior Court, Case No. 450-385; entitled Pacific Bell Telephone Company v. City and County of San Francisco, et al; there are no other material terms of said settlement. (City Attorney)

(No Economic Impact)

PASSED, ON FIRST READING

070978 **[Settlement of Lawsuit - Nawal Rizkallah]**

Ordinance authorizing settlement of the lawsuit filed by Nawal Rizkallah against the City and County of San Francisco for $100,000; the lawsuit was filed on April 3, 2006 in San Mateo Superior Court, Case No. 453874; entitled Nawal Rizkallah v. City and County of San Francisco, et al. (City Attorney)

(No Economic Impact)

PASSED, ON FIRST READING

070979 **[Settlement of Lawsuit - Ophelia Alvarez]**

Ordinance authorizing settlement of the lawsuit filed by Ophelia Alvarez against the City and County of San Francisco for $117,500; the lawsuit was filed on November 7, 2005 in San Francisco Superior Court, Case No. 446448; entitled Alvarez, et al., v. City and County of San Francisco, et al. (City Attorney)

(No Economic Impact)

PASSED, ON FIRST READING

070994 **[Settlement of Lawsuit - Dave Alba et al.]**

Ordinance authorizing the settlement of a lawsuit filed by Dave Alba et al., acting for themselves and others similarly situated, against the City and County of San Francisco for $625,000.00; the lawsuit was filed on April 22, 2005, in the United States District Court for the Northern District, Case No. C05-01667, entitled Dave Alba, et al., v. City and County of San Francisco. (City Attorney)

PASSED, ON FIRST READING

071062 **[Settlement of Lawsuit - Pacific Gas and Electric Company]**

Ordinance authorizing settlement of the lawsuit filed by Pacific Gas & Electric ("PG&E") against the City and County of San Francisco for $818,000, plus interest through the date of entry of judgment; the lawsuit was filed on September 12, 2005 in San Mateo Superior Court, Case No. CGC-05-449522; entitled Pacific Gas and Electric Company v. City and County of San Francisco, et al.; other material terms of said settlement are set forth in the Stipulation For Entry Of Judgment In Condemnation (and exhibits thereto), contained in Board of Supervisors File No. 071062. (City Attorney)

PASSED, ON FIRST READING

070995 **[Settlement of Claim - Alexa Internet]**

Resolution approving the settlement of the unlitigated Claim No. 07-02244 filed by Alexa Internet on February 28, 2007 against the City and County of San Francisco for business payroll tax refund under the Federal Enclave Presidio Exemption in the amount of $86,586.87. (City Attorney)

Enacted Number: 445-07

ADOPTED

071068 **[Appointment - Bicycle Advisory Committee]**

Resolution appointing Andrew Bindman, term ending November 19, 2008, to the Bicycle Advisory Committee.

Andrew Bindman, succeeding Andrew Bindman, term expired, seat 1, must be a nominee of District 1 Supervisor. The member shall serve a two-year term or for the tenure of the supervisor who nominated the member, whichever is shorter in duration, for the unexpired portion of a two-year term ending November 19, 2008.

Enacted Number: 446-07

ADOPTED

071043 **[Appointment - Commission on the Aging Advisory Council]**

Resolution appointing Vera Haile, term ending March 31, 2009, to the Commission on the Aging Advisory Council.

Vera Haile, succeeding herself, term expired, seat 8, must be a nominee of District 1 Supervisor, for the unexpired portion of a two-year term ending March 31, 2009.

Enacted Number: 447-07

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Severed From the Consent Agenda

Recommendation of the Government Audit and Oversight Committee

Supervisor Daly requested that this matter be severed so that it might be considered separately.

070680 **[Administrative Penalties and Fees for Fare Evasion or Passenger Misconduct Offenses]** Supervisor Peskin

Ordinance amending San Francisco Traffic Code Sections 127, 128, 128.1, 128.1-A, 128.2, and 128.3 to clarify the definition of "Proof of Payment" and impose administrative penalties and fees for certain types of fare evasion or

passenger misconduct offenses instead of criminal penalties where authorized by state law, and authorizing the Municipal Transportation Agency's Board of Directors to set the specific penalty and fee amounts.

Continued to September 11, 2007

Supervisor Mirkarimi, seconded by Supervisor Ammiano, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendation of Land Use and Economic Development Committee

Supervisor Elsbernd requested that this matter be severed so that it might be considered separately.

070829 **[Parking Regulations]**

Resolution enacting and rescinding parking regulations.

TOW AWAY, NO PARKING ANYTIME ESTABLISH
Raccoon Drive, both sides, between Twin Peaks Boulevard and Crown Court. (Parking and Traffic Department)

Continued to September 11, 2007

Supervisor Elsbernd, seconded by Supervisor Alioto-Pier, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

REGULAR AGENDA

NEW BUSINESS

Recommendations of the Budget and Finance Committee

070314 **[CEQA Findings in Connection with the Trans Bay Cable Project]** **Supervisors Peskin, Maxwell**

Resolution of the Board of Supervisors, acting as responsible agency with respect to the Trans Bay Cable Project Final Environmental Impact Report, adopting findings pursuant to the California Environmental Quality Act (CEQA) and the State CEQA Guidelines in connection with the proposed Trans Bay Cable Project, portions of which would be located within submerged lands and a portion of 23rd Street that are in the City and County of San Francisco and under the Port of San Francisco's jurisdiction.

Enacted 413-07

Number:

ADOPTED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 2 - Daly, Mirkarimi

070315 **[Trans Bay Cable Project Non-Exclusive Licenses]** Supervisors Peskin, Maxwell

Resolution approving (1) Port Commission License No. 14324, a non-exclusive license for the use of property consisting of approximately 9.4 miles of submerged lands, a small portion of shoreline along 23rd Street, and a portion of 23rd Street to install a 400 MW high voltage transmission line, with a term of four years and consideration including license payments to the Port in excess of $1.26 million and payments to the San Francisco Public Utilities Commission equaling $3.5 million, and (2) Port Commission License No. 14325, a non-exclusive license for use of the property for operation of the transmission line with a term of twenty-five years with an option to renew for ten years and consideration including license payments to the Port in excess of $1.2 million dollars annually, public benefit payments to Port equaling $5.5 million and payments to the San Francisco Public Utilities Commission in excess of $20 million to implement, advance, promote or enhance policies and projects consistent with City Energy Policies, both between Trans Bay Cable LLC and the City and County of San Francisco acting by and through the San Francisco Port Commission and the Mayor's Office of Economic and Workforce Development.

Supervisor Maxwell, seconded by Supervisor Mirkarimi, moved that this Resolution be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.** The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

ADOPTED AS AMENDED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 2 - Daly, Mirkarimi

070412 **[Public Works - Encroachment under 23rd Street between Illinois Street and the SF Bay]** Supervisors Peskin, Maxwell

Resolution granting revocable permission to Trans Bay Cable LLC to occupy a portion of the public right-of-way to install underground DC cable under 23rd Street, east of Illinois Street, to allow transmission of electrical power from Trans Bay Cable's Pittsburg Converter Station to its San Francisco Converter Station, which is proposed to be located at 435 23rd Street (Assessor's Block 4232, Lot 010), conditioned on payment of an annual assessment fee in an amount to be determined pursuant to Public Works Code section 786.7, and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code

Section 101.1.

Enacted Number: 415-07

ADOPTED by the following vote:

Ayes: 9 - Alioto-Pier, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 2 - Ammiano, Mirkarimi

070701 **[Approval of an historical property contract for 1735 Franklin Street - the Bransten House]** **Supervisors Peskin, Dufty**

Resolution under Chapter 71 of the San Francisco Administrative Code, approving an historical property contract between Tad and Masumi Oride, the owners of San Francisco Landmark No. 126 located at 1735 Franklin Street (the Bransten House) and the City and County of San Francisco; authorizing the Director of Planning and the Assessor to execute the historical property contract. (Planning Commission)

Enacted Number: 448-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

071052 **[Issuance and Sale of Tax-Exempt Bonds - San Francisco Friends School]** **Supervisor Dufty**

Resolution approving the issuance and sale of tax-exempt bonds by the ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed $27,100,000 to finance various capital facilities owned by San Francisco Friends School or an affiliate.

Enacted Number: 449-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

071053 **[Approval to Execute the Lease Agreement between the San Francisco International Airport and Verified Identity Pass, Inc. for Registered Traveler Services]** **Supervisor Elsbernd**

Resolution approving and authorizing the Lease Agreement between the San Francisco International Airport and Verified Identity Pass, Inc. for Private Sector Registered Traveler Services for approximately five years three months commencing on a date to be mutually agreed upon but no later than October 1, 2007 through December 31, 2012.

(Fiscal Impact.)

Enacted Number: 439-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

071064 **[Raising Office Depot's contract not-to-exceed amount to more than $10 million]**

Resolution approving the Third Amendment to the Agreement between the City and County of San Francisco (City) and Office Depot (Contractor) for office supplies, increasing the contract's not-to-exceed amount to more than $10 million, pursuant to San Francisco Charter Section 9.118(b). (Office of Contract Administration)

(Fiscal Impact.)

Enacted Number: 450-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendation of the City Operations and Neighborhood Services Committee

070920 **[Directing the San Francisco Public Utilitities Commission to create and implement a city-wide program to track water usage by City department]** Supervisor Alioto-Pier

Resolution directing the San Francisco Public Utilities Commission to create and implement a city-wide program to track water usage, water conservation, and use of recycled water use by City Departments.

Enacted Number: 455-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Government Audit and Oversight Committee

070997 **[MOU, San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 1)]** Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 1), to be effective July 1, 2007 through June 30, 2011.

(Fiscal Impact) (No Economic Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070998 **[MOU, San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 2)]** Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 2), to be effective July 1, 2007 through June 30, 2011.

(Fiscal Impact) (No Economic Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

SPECIAL ORDER 3:00 P.M.

071113 **[Public Hearing - DPH Reinspection Fee Liens]**

Hearing of persons interested in or objecting to the report of delinquent reinspection fee costs submitted by the Director of Public Health, as modified to the date of adoption of the resolution, and creating liens and special assessments based thereon. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board members.

Scott Nakamura, Department of Public Health, reviewed the report with the Board and informed the Board that changes had been made to the report.

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

071114 **[Unpaid DPH complaint reinspection fee liens to become special assessments to the property taxes]**

Resolution confirming the report of delinquent reinspection fee costs submitted by the Director of Public Health, as modified to the date of adoption of the resolution, and creating liens and special assessments based thereon. (Public Health Department)

Report was revised.

Enacted Number: 465-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

SPECIAL ORDER 3:00 P.M.

071115 [Public Hearing - DPH Delinquent Refuse Service Payment Liens (Garbage Liens)]

Hearing of persons interested in or objecting to report of delinquent charges for refuse collection service and nuisance removal costs submitted by the Director of Public Health, as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board members.

Scott Nakamura, Departmetn of the Public Health reviewed the report with the Board and informed the Board that changes had been made to the report.

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

071116 [Unpaid DPH Delinquent Refuse Service payment liens to become special assessments to the property taxes]

Resolution confirming report of delinquent charges for refuse collection service and nuisance removal costs submitted by the Director of Public Health, as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon. (Public Health Department)

Report was revised.

Enacted Number: 464-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

SPECIAL ORDER 3:00 P.M.

071147 [Public Hearing - DBI Special Assessment of Liens for Code Enforcement Cases]

Hearing of persons interested in or objecting to report of Delinquent Charges for Code Enforcement cases with Delinquent Assessment of costs, and Fees pursuant to the provisions of Section 102.3, 102.12, 102.17, 102.18, 102.19 et Seq., 103.3.3 Section 108, Section 110 - Tables 1-K and 1-G, and Sections 3407.7.1.3, 3407.7.1.4, 3407.7.1.5, and 3407.7.1.6 et seq., of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of costs thereof having accrued pursuant to Code Violations referenced above. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board members.

Alan Davis, Department of Building Inspection, reviewed the report with the Board and informed the Board that changes had been made to the report.

Silvia Johnson

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

071148 **[Special Assessment of Liens for Assessment of Cost]**

Resolution confirming report of Delinquent Charges for Code Enforcement cases with Delinquent assessment of costs, and Fees pursuant to the provisions of Section 102.3, 102.12, 102.17, 102.18, 102.19 et seq., 103.3.3 Section 108, Section 110 - Tables 1-K and 1-G, and Sections 3407.7.1.3, 3407.7.1.4, 3407.7.1.5, and 3407.7.1.6 et seq., of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of costs thereof having accrued pursuant to Code Violations referenced above.

Report was revised.

Enacted Number: 463-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

SPECIAL ORDER 3:30 P.M.

070985 **[Public Hearing - Appeal of Tentative Final Map for 3150 Geary Boulevard]**

Hearing of persons interested in or objecting to the decision of the Department of Public Works dated June 21, 2007, affirming the approval of Tentative/Final Map for a new 8 unit mixed-use condominium project located at 3150 Geary Boulevard, Lot 028 in Assessor's Block No. 1066. (Appellants: Jerome Marks on behalf of Kok-Po (Sam) Ng and Lily Chan Ng, and Kurt Link and Maria R. Link)

The President inquired as to whether any member of the public wished to address the Board members.

John Kao, Attorney for the owner applicant

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Tentative Parcel Map described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

070986 **[Approving decision of the Director of Public Works and approving the Tentative Map for 3150 Geary Boulevard]**

Motion approving the decision of the Director of Public Works, finding the Tentative Map consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1, and approving the Tentative Map for an 8-unit subdivision located at 3150 Geary Boulevard, Lot 028 in Assessor's Block 1066. (Clerk of the Board)

Supervisor McGoldrick, seconded by Supervisor Ammiano, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070987 **[Disapproving decision of the Director of Public Works and disapproving the Tentative Map for 3150 Geary Boulevard]**

Motion disapproving the decision of the Director of Public Works concerning an 8-unit Tentative Map located at 3150 Geary Boulevard, Lot 028 in Assessor's Block 1066 and disapproving the subdivision. (Clerk of the Board)

Enacted Number: M07-101

Supervisor McGoldrick, seconded by Supervisor Ammiano, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070988 **[Findings - 3150 Geary Boulevard Tentative Map]**

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision concerning a Tentative Map for an 8-unit subdivision located at 3150 Geary Boulevard, Lot 028 in Assessor's Block 1066. (Clerk of the Board)

Enacted Number: M07-102

Supervisor McGoldrick, seconded by Supervisor Ammiano, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell,

McGoldrick, Mirkarimi, Peskin, Sandoval

Supervisors Daly and Mirkarimi were noted absent at 3:45 p.m.

Supervisor Dufty Excused From Voting

Supervisor Elsbernd, seconded by Supervisor Maxwell, moved to excuse Supervisor Dufty, at his request because of possible conflict of interest, from voting. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly
Excused: 1 - Dufty

SPECIAL ORDER 4:00 P.M.

Supervisor Mirkarimi was noted present at 4:05 p.m.

070905 [Public Hearing - Appeal of Mitigated Negative Declaration - 601 Duboce Avenue]

Hearing of persons interested in or objecting to the decision of the Planning Department adopted and issued on June 7, 2007, approving a Mitigated Negative Declaration (File No. 2004.0603E), for the proposed development project at 601 Duboce Avenue.

(Filed June 19, 2007; Appellant; Nicole M. Phillips on behalf of Service Employees International Union, United Health Care) companion measure to Files 070906, 070907, 070908, District 8.)

The President inquired as to whether any member of the public wished to address the Board members.

Nicole Phillips, Service Employees International

Tay Via, California Pacific Medical Center, Project Sponsor opposed to the request for a continuance

Sue Hestor, Attorney for the Conditional Use appeal requesting a continuance. (Items 47-50)

Richard McGary, opposed to a continuance

Continued to September 18, 2007

Supervisor Ammiano, seconded by Supervisor McGoldrick, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 5 - Ammiano, Maxwell, McGoldrick, Mirkarimi, Peskin
Noes: 4 - Alioto-Pier, Elsbernd, Jew, Sandoval
Absent: 1 - Daly
Excused: 1 - Dufty

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the mitigated negative declaration decision described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

070906 [Affirming adoption of the mitigated negative declaration for 601 Duboce Avenue]

Motion affirming Planning Commission adoption of the final mitigated negative declaration for 601 Duboce Avenue. (Clerk of the Board)

Continued to September 18, 2007

Supervisor Ammiano, seconded by Supervisor McGoldrick, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 5 - Ammiano, Maxwell, McGoldrick, Mirkarimi, Peskin
Noes: 4 - Alioto-Pier, Elsbernd, Jew, Sandoval
Absent: 1 - Daly
Excused: 1 - Dufty

070907 [Reversing adoption of the mitigated negative declaration for 601 Duboce Avenue]

Motion reversing the Planning Commission adoption of the final mitigated negative declaration for 601 Duboce Avenue. (Clerk of the Board)

Continued to September 18, 2007

Supervisor Ammiano, seconded by Supervisor McGoldrick, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 5 - Ammiano, Maxwell, McGoldrick, Mirkarimi, Peskin
Noes: 4 - Alioto-Pier, Elsbernd, Jew, Sandoval
Absent: 1 - Daly
Excused: 1 - Dufty

070908 [Preparation of findings to reverse adoption of the mitigated negative declaration for 601 Duboce Avenue]

Motion directing the Clerk of the Board to prepare findings reversing the Planning Commission adoption of the final mitigated negative declaration for 601 Duboce Avenue. (Clerk of the Board)

Continued to September 18, 2007

Supervisor Ammiano, seconded by Supervisor McGoldrick, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 5 - Ammiano, Maxwell, McGoldrick, Mirkarimi, Peskin
Noes: 4 - Alioto-Pier, Elsbernd, Jew, Sandoval
Absent: 1 - Daly
Excused: 1 - Dufty

SPECIAL ORDER 4:00 P.M.

071024 [Public Hearing - Conditional Use Appeal for 601 Duboce Avenue]

Hearing of persons interested in or objecting to the decision of the Planning Director by Motion No. 17444 dated June 7, 2007 (Case No. 2004.0603CE), approving conditional use authorization under Planning Code Section 303 and 304 to amend a previously approved conditional use authorization for a planned unit development and annual limit review for office development (Case No. 1987.847BC, Motion No. M13254 and M13255) and develop a new four story, 50,075 gross-square-feet (gsf), medical clinic and office building. The new building would contain medical offices, a Neuromuscular and Electroencephalogram Clinic, circulation/mechanical/support space, a pharmacy, an admitting station, located on the fourth story that connects to the existing adjacent ambulatory surgery department in the CPMC Hospital North Tower. As a Planned Unit Development, the project is seeking modifications to Planning Code requirements for rear yard and independently accessible parking. The property is in an RH-3 (Residential, House, Three-Family) Use District. While the five-story hospital north tower is the only building located in the 130-E Height and Bulk District portion of the site, the remaining portion (including the location of the project) is in the 65-D Height and Bulk District on property located at: 601 Duboce Avenue; Lot 001 in Assessor's Block 3539. (Appellant: Seabrook Leaf)

(Filed 7/9/07; companion measure to Files 071025, 071026, 071027; District 8.)

The President inquired as to whether any member of the public wished to address the Board members.

Sue Hestor, Attorney for the Conditional Use appeal requesting a continuance (Items 47-50)

Continued to September 18, 2007

Supervisor Ammiano, seconded by Supervisor McGoldrick, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 5 - Ammiano, Maxwell, McGoldrick, Mirkarimi, Peskin
Noes: 4 - Alioto-Pier, Elsbernd, Jew, Sandoval
Absent: 1 - Daly
Excused: 1 - Dufty

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the conditional use application decision described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

071025 [Approving Conditional Use Application for property located at 601 Duboce Avenue]

Motion approving decision of the Planning Commission by its Motion No. 17444, approving Conditional Use Application 2004.0603CE on property located at 601 Duboce Avenue, and adopting findings pursuant to Planning Code Section 101.1.

Continued to September 18, 2007

Supervisor Ammiano, seconded by Supervisor McGoldrick, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 5 - Ammiano, Maxwell, McGoldrick, Mirkarimi, Peskin
Noes: 4 - Alioto-Pier, Elsbernd, Jew, Sandoval
Absent: 1 - Daly
Excused: 1 - Dufty

071026 [Disapproving Conditional Use Application for property located at 601 Duboce Avenue]

Motion disapproving decision of the Planning Commission by its Motion No. 17444, approving Conditional Use Application 2004.0603CE on property located at 601 Duboce Avenue.

Continued to September 18, 2007

Supervisor Ammiano, seconded by Supervisor McGoldrick, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 5 - Ammiano, Maxwell, McGoldrick, Mirkarimi, Peskin
Noes: 4 - Alioto-Pier, Elsbernd, Jew, Sandoval
Absent: 1 - Daly
Excused: 1 - Dufty

071027 [Findings - 601 Duboce Avenue Conditional Use Application Appeal]

Motion directing the Clerk to prepare findings related to the proposed Conditional Use Application 2004.0603CE on property located at 601 Duboce Avenue.

Continued to September 18, 2007

Supervisor Ammiano, seconded by Supervisor McGoldrick, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 5 - Ammiano, Maxwell, McGoldrick, Mirkarimi, Peskin
Noes: 4 - Alioto-Pier, Elsbernd, Jew, Sandoval
Absent: 1 - Daly
Excused: 1 - Dufty

SPECIAL ORDER 4:30 P.M.

071031 [Public Hearing - Conditional Use Appeal for 4041 Geary Boulevard]

Hearing of persons interested in or objecting to the decision of the Planning Commission by its Motion No. 17448 dated June 14, 2007, approving Conditional Use Application No. 2007.0286C, subject to certain conditions, to allow the establishment of a Formula Retail Use (dba Starbucks, retail coffee store), with approximately 750 square feet in floor area in a vacant commercial space located in a recently approved auto service and repair shop (dba"Service Center for San Francisco Toyota"), a one-story commercial building. The project site is located in an NC-3 (Moderate Scale)

Neighborhood Commercial District and a 40-X Height and Bulk District on property located at 4041 Geary Boulevard, Lot 050 on Assessor's Block 1540. (Appellant: Jesse Fink, Clement Street Merchant Association.)

(Filed 7/11/07; companion meaure to Files 071032, 071033, 071034; District 1.)

The President inquired as to whether any member of the public wished to address the Board members.

Continued to September 11, 2007 at 4:30 p.m.

Supervisor McGoldrick, seconded by Supervisor Sandoval, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the conditional use application decision described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

071032 **[Approving Planning Commission decision related to Conditional Use Appeal for 4041 Geary Boulevard]**

Motion approving decision of the Planning Commission by its Motion No. 17448, approving Conditional Use Application No. 2007.0286C on a property located at 4041 Geary Boulevard, and adopting findings pursuant to Planning Code Section 101.1.

Continued to September 11, 2007 at 4:30 p.m.

Supervisor McGoldrick, seconded by Supervisor Sandoval, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

071033 **[Disapproving Planning Commission decision related to Conditional Use Appeal for 4041 Geary Boulevard]**

Motion disapproving decision of the Planning Commission by its Motion No. 17448, approving Conditional Use Application No. 2007.0286C on a property located at 4041 Geary Boulevard, and adopting findings pursuant to Planning Code Section 101.1.

Continued to September 11, 2007 at 4:30 p.m.

Supervisor McGoldrick, seconded by Supervisor Sandoval, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

071034 **[Preparation of findings related to the Conditional Use Appeal for 4041 Geary Boulevard]**

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 2007.0286C on a property located at 4041 Geary Boulevard, for action by the Board at its next meeting.

Continued to September 11, 2007 at 4:30 p.m.

Supervisor McGoldrick, seconded by Supervisor Sandoval, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

COMMITTEE REPORTS

070993 **[Settlement of Lawsuit - Francisco Moreno, et al.]**

Ordinance authorizing settlement of the lawsuit filed by Francisco Moreno, Maria Govea, Mauricio Moreno and Nancy Moreno against the City and County of San Francisco for $112,000; the lawsuit was filed on November 18, 2005 in United States District Court, Case No. C05-4752; entitled Francisco Moreno, et al. v. City and County of San Francisco, et al. (City Attorney)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

Abdullah Megaheed; expressed concern with issues relating to a former Supervisor's remarks

James Chaffee; expressed concern with issues relating to the SF Public Library

Walter; expressed in song issues with the Board

Female speaker; expressed concern issues relating to high rise buildings in San Francisco

Male speak; expressed concern with general issues in San Francisco

Richard Dupree; expressed concern with issues relating to the Sigmund Stern Grove design

Peter Warfield; expressed concern with issues relating to the SF Public Library

Silvia Johnson; expressed concern with general issues in San Francisco

Male speaker; expressed concern with issues relating to the homeless

Male speaker; expressed concern with issues relating to the killing of Mr. Bailey in Oakland

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

071118 **[Legislative Analyst Request - Graffiti Abatement Supervisor Sandoval Program]**

Motion requesting the Legislative Analyst to draft a model graffiti abatement program for implementation by the City and County of San Francisco; to research the efforts of other city and/or county municipalities directed toward graffiti abatement; including: outreach, programs, prevention and deterrence, penalties, fines and any or all related programs or efforts; to report back its findings to the Board of supervisors and provide a copy of its findings to the Graffitti Advisory Board.

APPROVED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 2 - Daly, Sandoval

Supervisors Daly and Mirkarimi were noted absent at 3:45 p.m.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

071137 **[Supporting the resource efficient building conference and expo West Coast Green]** Supervisors Mirkarimi, Ammiano

Resolution supporting the conference and expo West Coast Green, held in San Francisco at the Bill Graham Civic Auditorium.

Supervisor Ammiano requested to be added as a co-sponsor.

Enacted Number: 452-07

ADOPTED

071138 **[Phil Frank Day - July 31, 2007]** Supervisor Peskin

Resolution declaring July 31, 2007 as Phil Frank Day.

Enacted Number: 451-07

ADOPTED

071140 **[Approval of a 45 day extension for Planning Commission review]** Supervisors Alioto-Pier, Ammiano

Resolution extending by 45 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance that would amend Planning Code Sections 790.55, 249.5, 781.8, 781.9, and 783 to remove grocery stores and other similar uses from prohibitions placed on the establishment of liquor stores in certain districts; and making environmental findings and findings of consistence with the General Plan and priority policies of Planning Code Section 101.1.

Supervisor Ammiano requested to be added as a co-sponsor.

Enacted Number: 457-07

ADOPTED

071141 **[Non Profit Appreciation Day - August 18, 2007]** Supervisor Peskin

Resolution proclaiming August 18, 2007 as Nonprofit Appreciation Day in San Francisco.

Enacted 458-07

Number:
ADOPTED

071142 [Approval of a 60-day extension for Planning Commission review] Supervisor Maxwell

Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on a proposed ordinance that would amend the Planning Code regarding institutional master plan review for medical institutions.

Enacted Number: 459-07
ADOPTED

071144 [Local support for Leland Avenue Streetscape Improvements Project] Supervisor Maxwell

Resolution authorizing local support for the Leland Avenue Streetscape Improvements Project, designating DPW as the eligible sponsor for funding related to this project, and taking other official acts in furtherance of this project.

Enacted Number: 461-07
ADOPTED

071143 [Accept and Expend Regional Grant - Department of the Environment] Supervisor Maxwell

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $35,000 from the Environmental Protection Agency for the purpose of implementing the Bayview Hunters Point (BVHP) Healthy Homes Project.

Enacted Number: 460-07
ADOPTED by the following vote:
Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Daly, Mirkarimi

071101 [Final Map 4039 - Candlestick Cove]

Motion approving Final Map 4039, being a Merger and Resubdivision for Condominium purposes of Lots 241 and 279 of Assessor's Block No. 4991, City and County of San Francisco and adopting findings pursuant to the General Plan and the City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,994; District 10.)

Enacted Number: M07-121

APPROVED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Daly, Mirkarimi

071112 **[Final Map for Blocks 26-28, Phase II, Planned Development, Mission Bay South]**

Motion approving Final Map Tract 4141, Planned Development, Mission Bay (Blocks 26-28), a seven-lot subdivision project, being phase II of a subdivision of Lot 1 in Assessor's Block 8721; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1 and the Mission Bay South Redevelopment Plan and Plan Documents. (Public Works Department)

(DPW Order 177,026; District 6.)

Enacted Number: M07-122

APPROVED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Daly, Mirkarimi

The foregoing items were acted upon by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Daly, Mirkarimi

Severed From the Without Reference to Committee Agenda

Supervisor Elsbernd requested that this matter be severed so that it might be considered separately.

071100 **[Authorizing preparation of Proponent/Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 6, 2007 Election]**

Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for Charter Amendments approved by the Board of Supervisors for submittal to the voters at the November 6, 2007 Election. (Clerk of the Board)

Supervisor Elsbernd, seconded by Supervisor Ammiano, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Daly, Mirkarimi

Motion authorizing preparation of written Proponent and Opponent ballot

arguments and rebuttal ballot arguments for submittal to the voters at the November 6, 2007 Election. (Clerk of the Board)

Continued to August 14, 2007

CONTINUED AS AMENDED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Daly, Mirkarimi

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding.Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Purely Commendatory Finding] Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Maxwell, seconded by Supervisor Jew, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Daly, Mirkarimi

[Brown Act Finding] Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Maxwell, seconded by Supervisor Jew, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Daly, Mirkarimi

071173 **[Proclaiming Sue Bierman Remembrance Day]** **Supervisors Mirkarimi, Ammiano, Dufty, Elsbernd, Maxwell**

Resolution proclaiming August 11th, 2007 Sue Bierman Remembrance Day.

Enacted Number: 462-07

ADOPTED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Daly, Mirkarimi

OFF-AGENDA LEGISLATION

Ordinances

Introduced by Supervisors or Mayor

071009 **[Construction Dust Control]** Supervisors Maxwell, Peskin, Ammiano, Dufty

Ordinance amending the San Francisco Building Code by adding Section 106.3.2.6 to require applicants for building and demolition permits to require implementation of dust control measures for any demolition or construction project that has the potential to create dust and with specific provisions for projects that will expose or disturb soil, with provision for waiver by the Director for construction activities on sites less than one quarter acre that are unlikely to result in any visible windblown dust; amending the San Francisco Health Code by adding Article 22B to require, for projects over one quarter acre, that the project sponsor obtain approval of a dust control plan from the Director of Public Health unless the Director waives these requirements and to charge fees to defray the costs of implementation; adopting findings.

7/10/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/9/2007.

7/18/07, REFERRED TO DEPARTMENT. Referred to City Attorney to be approved as to form.

8/7/07, ASSIGNED to Land Use and Economic Development Committee.

8/7/07, SUBSTITUTED. Supervisor Maxwell submitted a substitute ordinance bearing new title.

071165 **[Setting San Francisco's fiscal year 2007-2008 property tax rate and establishing pass-through rate for residential tenants]** Supervisor Peskin

Ordinance providing revenue and levying property taxes for City and County purposes and establishing pass-through rate for residential tenants pursuant to Chapter 37 of the Administrative Code for the fiscal year ending June 30, 2008.

8/7/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071166 **[Setting San Francisco Community College District's fiscal year 2007-2008 property tax rate to be included in the City's overall property tax rate]** Supervisor Peskin

Ordinance providing revenue and levying property taxes for San Francisco Community College District purposes for the fiscal year ending June 30, 2008.

8/2/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071167 **[Setting San Francisco Unified School District's fiscal year 2007-2008 property tax rate to be included in the City's overall property tax rate]** Supervisor Peskin

Ordinance providing revenue and levying property taxes for San Francisco Unified School District purposes for the fiscal year ending June 30, 2008.

8/7/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071168 **[Setting San Francisco Bay Area Rapid Transit District's fiscal year 2007-2008 property tax rate to be included in the City's overall property tax rate]** **Supervisor Peskin**

Ordinance providing revenue and levying property taxes for San Francisco Bay Area Rapid Transit District purposes for the fiscal year ending June 30, 2008.

8/7/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071175 **[Extend Inclusionary Housing Requirements to Buildings of Three Units or More and Set Percentage Requirement for Three and Four Unit Projects]** **Supervisor McGoldrick**

Ordinance approving amendments to Planning Code Sections 315.3 and 315.4 of the Residential Inclusionary Affordable Housing Program to extend the requirements of the Program from all housing projects of five (5) units or more to all housing projects of three (3) units or more, and establishing the percentage of affordable housing required for residential developments of three or four units.

8/7/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/6/2007.

071178 **[Settlement of complaint by PG&E before the Federal Energy Regulatory Commission and approval of an Amended Interconnection Agreement with PG&E]** **Supervisor Peskin**

Ordinance authorizing settlement of proceedings before the Federal Energy Regulatory Commission in FERC Dockets No. ER05-1190-000, et al, initiated by Pacific Gas & Electric Company to terminate the 1987 Interconnection Agreement between the City and PG&E; and approving an Amended Interconnection Agreement between the City and PG&E which provides for continued delivery of electricity to City facilities, among other things.

8/7/07, RECEIVED AND ASSIGNED to Rules Committee.

071189 **[Zoning - West Side Off-Street Parking Provisions and South of Market Parking Overlay District]** **Supervisor Peskin**

Ordinance amending the Planning Code by adding Section 150.1 to provide for off-street parking controls in the west side of the City, adding Section 249.38 and amending the Zoning Map Section Maps SU01 and SU08 for the property generally bounded by Ninth, Howard, Sixth, Townsend, and Division Streets to provide for a special use district parking overlay zone in the South of Market area; and making environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.

8/13/07 - Economic Impact

8/7/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/6/2007.

Resolutions

071173 **[Proclaiming Sue Bierman Remembrance Day]** Supervisors Mirkarimi, Ammiano, Dufty, Elsbernd, Maxwell

Resolution proclaiming August 11th, 2007 Sue Bierman Remembrance Day.

8/7/07, ADOPTED.

071174 **[Approval of Amendment to Security Guard Services Contract]** Mayor

Resolution approving amendment to armed and unarmed security guard services contract for Municipal Railway Revenue and Cost Accounting Divisions.

(Fiscal Impact.)

8/7/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

071176 **[Application for ABAG Priority Development Area Designation]** Supervisor Peskin

Resolution authorizing the San Francisco County Transportation Authority and the Mayor's Office of Housing to apply on behalf of the City and County of San Francisco for Priority Development Area designation by the Association of Bay Area Governments.

8/7/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

071177 **[FY 2007-2008 California Constitution Appropriations Limit]** Supervisor Peskin

Resolution establishing the appropriations limit for Fiscal Year 2007-08 pursuant to California Constitution Article XIII B.

8/7/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

071179 **[Lights Out San Francisco]** Supervisors McGoldrick, Alioto-Pier

Resolution to support extinguishing all non-essential lighting in all city government buildings, public schools and public landmarks for the hour between 7:00 PM and 8:00 PM on October 20, 2007 to conserve energy as part of the city-wide energy conservation event: Lights Out San Francisco, and establishing October 20, 2007 as Lights Out San Francisco Day.

8/7/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071180 **[Armando Peraza Day - September 1, 2007]** Supervisor Peskin

Resolution declaring September 1, 2007 "Armando Peraza Day" in San Francisco.

8/7/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071181 **[Eddie Fung Day - November 10, 2007]** Supervisor Peskin

Resolution declaring November 10, 2007 as Eddie Fung Day in San Francisco.

8/7/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071182 **[Commending John Barleycorn Pub]** **Supervisor Peskin**

Resolution commending John Barleycorn Pub for almost 40 years of enriching the City.

8/7/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071183 **[Sea Otter Awareness Week - September 23 - 29, 2007]** **Supervisor Peskin**

Resolution declaring September 23-29 Sea Otter Awareness Week.

8/7/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071184 **[Urging California's congressional delegation to support H.R. 2401]** **Supervisor Sandoval**

Resolution urging California's congressional delegation to support H.R. 2401.

8/7/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071185 **[Condemning defamatory language used by radio personality Michael Savage against the immigrant community]** **Supervisors Sandoval, Ammiano**

Resolution condemning defamatory language used by radio personality Michael Savage against the immigrant community.

8/7/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071186 **[Opposition to SB 670 (Correa)]** **Supervisor Mirkarimi**

Resolution in opposition to Senate Bill 670 (Correa) barring development fees imposed for the acquisition of open space, parks, public recreational facilities and other community benefits.

8/7/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071187 **[Commending Chad Jacobs]** **Supervisors Peskin, Elsbernd**

Resolution commending Chad Jacobs for his outstanding years of service as a Deputy City Attorney.

8/7/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071188 **[Authorizing the Issuance and Sale of Bonds by the Peninsula Corridor Joint Powers Board]** **Supervisor Maxwell**

Resolution authorizing the Issuance and Sale by the Peninsula Corridor Joint Powers Board of Farebox Revenue Bonds in an Aggregate Principal Amount Not Expected to Exceed $22,000,000.

8/7/07, RECEIVED AND ASSIGNED to Government Audit and Oversight

Committee.

071191 [Declaring the month of August, 2007 as Barry Lamar Bonds Month in the City and County of San Francisco] Supervisors Dufty, Alioto-Pier, Maxwell, Peskin, McGoldrick, Ammiano, Mirkarimi

Resolution congratulating Barry Bonds on becoming the greatest home run hitter in the History of Major League Baseball and declaring the month of August, 2007 as Barry Lamar Bonds Month in the City and County of San Francisco.

8/7/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

071169 [Workforce Development Audit] Supervisor Ammiano

Hearing on Workforce Development Audit and to discuss solutions and consolidation of the workforce development programs.

8/7/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071170 [Health and Public Safety Concerns of Bayview Residents] Supervisor Daly

Hearing on Health and Public Safety concerns of Bayview Residents in relation to the Redevelopment Agency and Department of Public Health's enforcement and oversight of Hunters Point Shipyard Development.

8/7/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

071171 [Public Safety Cameras on Housing Authority Property] Supervisor Mirkarimi

Hearing before the Public Safety Committee of the Board of Supervisors to review and discuss the effectiveness of security cameras on Housing Authority property.

8/7/07, RECEIVED AND ASSIGNED to Public Safety Committee.

071172 [San Francisco General Hospital Psychiatric Emergency Service] Supervisor Mirkarimi

Hearing to discuss the policy implications of the substantial reduction in services to San Francisco General Hospital's Psychiatric Emergency Services Unit.

8/7/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Motions

071190 [Appointment to San Francisco LAFCO] Supervisor Mirkarimi

Motion appointing Supervisor Chris Daly to the San Francisco Local Agency Formation Commission (LAFCO).

8/7/07, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED ORDINANCES

071149 [Planning Code-Amending Article 11 Designation of 225-227 Front Street]

Ordinance amending the designation of 225-227 Front Street (Assessor's Block 0237, Lot 005) from Category V (Unrated) to Category IV (Contributory) under Planning Code Article 11; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings. (Planning Department)

7/26/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

071156 [Planning Code Amendments to implement the Van Ness and Market Downtown Residential Special Use District] Supervisor Mirkarimi

Ordinance amending the San Francisco Planning Code to implement the Market and Octavia Area Plan of the General Plan by adding Section 249.33 to establish the Van Ness and Market Downtown Residential Special Use District (VNMDR-SUD); and adopting environmental findings and findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1.

8/13/07 - Economic Impact.

7/30/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/6/2007.

071157 [Planning Code Amendments to implement the Market and Octavia Area Plan] Supervisor Mirkarimi

Ordinance amending the San Francisco Planning Code to implement the Market and Octavia Area Plan of the General Plan by amending Section 102.5 (District); Section 121.1 (Development on Large Lots, Neighborhood Commercial Districts); Section 121.2 (Use Size Limits (Non-Residential), Neighborhood Commercial Districts); Section 124 (Basic Floor Area Ratio); Section 132 (Front Setback); Section 134 (Rear Yards); Section 135 (Usable Open Space For Dwelling Units and Group Housing); Section 144 (Treatment of Ground Story On Street Frontages); Section 145.1 (Street Frontages, Neighborhood Commercial Districts); Section 145.4 (Street Frontages Downtown and Mixed-Use Districts); Section 151.1 (Schedule of Required Off-Street Parking Spaces); Section 152. (Schedule of Required Off-Street Freight Loading Spaces in Districts Other Than C-3 or South of Market); Section 153 (Rules for Calculation of Required Spaces); Section 154 (Minimum dimensions for required off-street parking, freight loading and service vehicle spaces); Section 155 (General Standards as to Location and Arrangement of Off-Street Parking, Freight Loading and Service Vehicle Facilities); Section 156 (Parking Lots); Section 166 (Requirements for Provision of Car-Share Parking Spaces); Section 167 (Parking Costs Separated from Housing Costs in New Residential Buildings); Section 201 (Classes of Use Districts); Section 207.1. (Rules For Calculation Of Dwelling Unit Densities); Section 207.4 (Density of Dwelling Units in Neighborhood Commercial Districts); Section 208 (Density Limitations for Group Housing); Section 209.1-209.9 (Uses Permitted in RTO Districts); Section 234.2 (Requiring CU Authorization for specified uses in P Districts within the Market and Octavia Neighborhood Area); Section 253 (Review of Proposed

Buildings and Structures Exceeding a Height of 40 Feet in R Districts); Section 270 (Bulk Limits: Measurement); Section 303 (Conditional Uses: Determination); Section 304 (Planned Unit Developments: Criteria and Limitations); Section 311 (Residential Permit Review Procedures for RH and RM Districts: Applicability); Section 316 (Procedures for Conditional Use Authorization in Neighborhood Commercial and South of Market Districts and for Live/Work Units in RH, RM, and RTO Districts); Section 603 (Exempted Signs); Section 606 (Residential Districts); Section 702.1 (Neighborhood Commercial Use Districts); Section 720.1 (Hayes-Gough Neighborhood Commercial Transit District) to conform these sections with the new VNMDR-SUD, NCT and RTO district controls; and adding new zoning districts and a new special use district including Section 121.5 to establish controls for Development on Large Lots in Residential Districts; Section 121.6 to restrict lot mergers in residential districts and on pedestrian-oriented streets; Section 158.1 related to Non-accessory Parking Garages in NCT and RTO Districts and the Van Ness and Market Downtown Residential Special Use District; Section 206.4 to establish the Transit-Oriented Residential District (RTO); Section 207.6 related to Required Minimum Dwelling Unit Mix and Unit Subdivision Restrictions in RTO and NCT Districts; Section 207.7 relating to Restrictions on Demolition, Conversion, and Merger of Existing Dwelling Units in RTO and NCT Districts; Section 230 establishing Limited Corner Commercial Uses in

7/30/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/6/2007.

071158 **[Approving General Plan Amendments Related to Market & Octavia Area Plan]** Supervisor Mirkarimi

Ordinance amending the San Francisco General Plan by adding a new area plan entitled the Market & Octavia Area Plan, and approving General Plan amendments to implement the Market and Octavia Neighborhood Plan by amending the Commerce and Industry, Housing, Recreation and Open Space and Transportation Elements, the Civic Center Area Plan, Downtown Area Plan, South of Market Area Plan, and the Land Use Index; providing the ordinance shall not be effective until the effective date of an additional affordable housing program for the Market and Octavia area plan to be adopted by the Board of Supervisors; making environmental findings and findings that the proposed amendments are consistent with the General Plan and the eight priority policies of the Planning Code Section 101.1.

8/13/07 - Economic Impact.

7/30/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/6/2007.

071159 **[Zoning Map Amendment in connection with the Market and Octavia Area Plan]** Supervisor Mirkarimi

Ordinance amending Zoning Map Sheets 2, 2H, 2SU and 7, 7H, and 7SU of the City and County of San Francisco Planning Code to eliminate use districts and height and bulk districts within the Market and Octavia Plan Area; replacing them with revised use districts, height and bulk districts, and special use districts, consistent with those proposed in the Market and Octavia Area Plan; providing the ordinance shall not be effective until the effective date of an additional affordable housing program for the Market and Octavia area plan to be adopted by the Board of Supervisors; and making various findings, including CEQA findings and findings of consistency with the General Plan and Planning Code Section 101.1.

8/13/07 - Economic Impact.

7/30/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/6/2007.

PROPOSED RESOLUTIONS

071155 **[Approval of one-year extension of professional services contract for the San Francisco Treasurer/Tax Collector for interactive voice response ("IVR") payment services for various City and**

Resolution approving one-year extension of professional services contract for the San Francisco Treasurer/Tax Collector for services to process credit card payment applications on interactive voice response ("IVR") systems for various City and County departments. (Treasurer-Tax Collector)

7/30/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

PROPOSED MOTIONS

None

Requests Granted

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of replacing the removed garbage cans at the following location:

- *1644 Haight Street*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti from the public property located at the following locations:

Light Switch Box

- *Northeast corner of 19th Avenue and Judah*
- *Southeast corner of 6th Avenue and Irving*

Phone Switch Box

- *Northeast corner of 5th Avenue and Irving*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti at the following property locations:

- *401 Judah*
- *1226 9th Avenue*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti from the public property located at the following locations:

Mailboxes

- *Southwest corner of Stanyan and Parnassus*
- *Northwest corner of Willard and Belmont*
- *Southeast corner of 8th Avenue and Judah*
- *Northeast corner of 17th and Judah*
- *Southeast corner of 9th and Irving*
- *Northwest corner of 7th Avenue and Kirkham*
- *Northwest corner of 9th Avenue and Kirkham*

Garbage Cans

- *Northwest corner of Willard and Parnassus*
- *Northeast corner of 9th Avenue and Lincoln*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti from the public property located at the following locations:

Emergency Boxes

- *Southwest corner of 17th Avenue and Cole*

Fire Hydrant

- *Southeast corner of Edgewood and Belmont*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti from news stands at the following locations

Chronicle

- *Southeast corner of 5th Avenue and Irving*

Wall Street Journal

- *Southeast corner of 8th Avenue and Irving*

Bay Guardian

- *Southwest corner of 9th Avenue and Judah*
- *Southeast corner of 9th Avenue and Kirkham*

Asian Week

- *Southeast corner of 9th Avenue and Irving*

SF Weekly Advertiser

- *Northwest corner of 9th Avenue and Irving*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: To report status on the removing graffiti from the public property located at the following locations:

Phone Booths

- *425 Divisadero - 4 pay-phone booths are heavily graffitied*

Billboards

- *Clear Channel (Billboard #1286 or #3074) on 11th Avenue at the southeast corner of Irving*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of repairing multiple potholes at the following locations:

Potholes

- *850 Judah*
- *1098 Irvine*
- *1413 5th Avenue*
- *500 Kirkham*

From: Supervisor Mirkarimi
To: Director, Public Utilities Commission

Requesting/Inquiring: To report on the status of removing graffiti at the following locations:

Metal Poles

- *Nearly all poles on both sides of Parnassus between Stanyan and Hillside*

- *Northeast corner of Judah and 10th Avenue*
- *Southeast corner of 5th Avenue and Lincoln*
- *Northeast corner of Kirkham and 7th Avenue*
- *Southeast corner of 9th Avenue and Judah*
- *Nearly all poles on both sides of 9th Avenue between Irving and Judah*

From: Supervisor Mirkarimi
To: Director, San Francisco Public Library

Requesting/Inquiring: To report on the status of removing graffiti on the Wheelchair Sign of the Sunset Branch on Irving Street

From: Supervisor Mirkarimi
To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the status of removing graffiti or mold from DPT property at the following locations:

Graffiti

- *"One-Way" sign at the Southeast corner of Buchanan and Lily*
- *Traffic pole at the Northwest corner of Scott and Fell*
- *"Not a Through Street" at the Northeast intersection of Edgewood and Belmont*

Mold

- *"No Parking" signs on Farnsworth Lane*
- *"No Parking" signs on Edgewood between Belmont and Edgewood*
- *Street identification signs at the intersection of Edgewood and Farnsworth*

From: Supervisor Mirkarimi
To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the status of replacing the faded and barely readable STOP sign at the 9th Avenue (west) exit of the parking lot located between 8th and 9th Avenue and Irving and Judah Streets

From: Supervisor Mirkarimi
To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the status of replacing or repairing signs at the following locations:

- *Repair bent "Edgewood" Street sign at the intersection of Edgewood and Farnsworth*
- *Near 38 Woodland - missing Residential Parking sign and Street Cleaning sign*

From: Supervisor Mirkarimi
To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the status of removing graffiti on the

parking signs located on both sides of the street (unless otherwise noted), at the following locations:

- *Woodland Street between Parnassus and Willard*
- *Willard between Belmont and Parnassus*
- *19th Avenue between Judah and Lincoln*
- *5th Avenue between Irving and Lincoln*
- *Hugo between Arguello and 3rd Avenue*
- *Kirkham between 5th Avenue and 8th Avenue*
- *8th Avenue between Kirkham to Judah*
- *Oak between Clayton and Masonic*
- *Oak between Scott and Baker*

From: Supervisor Sean R. Elsbernd
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to investigate the possibility of replacing and installing (at a higher level to avoid vandalism) the five arrow signs approaching St. Francis Circle going North on Junipero Serra Boulevard in Balboa Terrace.

From: Supervisor Sean R. Elsbernd
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to investigate the traffic patterns for the intersection of Ocean and Junipero Serra Boulevard. (Can the traffic lights be synchronized?)

From: Supervisor Chris Daly
To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft legislation providing subsidies for San Francisco residents to offset the costs of steep increases in immigration and citizenship fees.

From: Supervisor Chris Daly
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to provide services reports regarding Steveloe alley and 424 Jones Street from March 28, 2007 to present.

In Memoriams

Hilda Heilbron Weil - Supervisor Dufty

Armen Baliantz - Supervisor Peskin

Anthony Dwayne Montoya - Supervisors Jew, Peskin, Elsbernd, Dufty, Alioto-Pier

Cleopatra Vaughns - Supervisor Peskin

ADJOURNMENT

There being no further business the Board adjourned at the hour of 5:47 p.m.

Angela Calvillo, Clerk of the Board

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 11, 2007.

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.
Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4)standing in the Legislative Chamber.
Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.
USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4188 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.
THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383
Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.
Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.
Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.
AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯: 必須在會議前最少四十八小時提出要求
請電: (415) 554-7703

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The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible.
Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.
The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.
There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.
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Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.
For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org
Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

City and County of San Francisco
Board of Supervisors

August 14, 2007

City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

SF
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#72
8/14/07

SAN FRANCISCO
PUBLIC LIBRARY

MEETING MINUTES

Tuesday, August 14, 2007
2:00 PM
Legislative Chamber - Second Floor
Regular Meeting

DOCUMENTS DEPT.
OCT 30 2007
SAN FRANCISCO
PUBLIC LIBRARY

Board of Supervisors

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Members Present:	*Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Ed Jew, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.*
Members Excused:	*None.*

Members Absent: *None.*

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:04 p.m. On the call of the roll Supervisor McGoldrick was noted absent.

There was a quorum.

Supervisor McGoldrick was noted present at 2:07 p.m.

APPROVAL OF MEETING MINUTES

Supervisor Maxwell, seconded by Supervisor Elsbernd, moved to approve the Meeting Minutes of July 17, 2007 and July 24, 2007. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 1 - McGoldrick

COMMUNICATIONS

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

071057 **[Accept-Expend Regional Grant - Airport Commission]** **Mayor**

Resolution authorizing the Airport Commission to accept and expend a grant of $609,711 from the Bay Area Air Quality Management District (Air District), and a matching grant of $500,000 from the California Department of Transportation for the retrofit of diesel buses by Airport transportation operators.

Enacted Number: 476-07
ADOPTED

071063 **[Authorizing the Committee on Information Technology to amend its contract with Central Computer Systems by more than $500,000]**

Resolution authorizing the Office of Contract Administration to enter into

the Fifth Amendment to the Agreement between the City and Central Computer Systems (part of the Computer Store procurement vehicle), in which the amendment shall increase the contract's not-to-exceed amount by more than $500,000. (Office of Contract Administration)

(Fiscal Impact.)

Enacted Number: 466-07
ADOPTED

071077 **[Lease of Real Property at 400 McAllister Street]**
Resolution authorizing the lease of 1,118 square feet of space to the Nasra Family Partnership, in the Courthouse located at 400 McAllister Street on behalf of the Superior Court. (Real Estate Department)

Enacted Number: 485-07
ADOPTED

071078 **[Fire Department Eligibility Renewal Application for State and Federal Surplus Personal Property Program]**
Resolution authorizing the San Francisco Fire Department to apply to renew its eligibility for the State and Federal Surplus Personal Property Program. (Fire Department)

Enacted Number: 486-07
ADOPTED

071086 **[Multifamily Housing Revenue Bonds - Mason Street Apartments]** Mayor
Resolution authorizing the issuance and delivery of multifamily housing revenue bonds (as defined herein) in an aggregate principal amount not to exceed $28,000,000 for the purpose of providing financing for a multifamily rental housing project to be known as Mason Street Apartments; approving the form of and authorizing the execution of an indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to city officials to take actions necessary to implement this resolution; and related maters.

Enacted Number: 475-07
ADOPTED

071155 [Approval of one-year extension of professional services contract for the San Francisco Treasurer/Tax Collector for interactive voice response ("IVR") payment services for various City and

Resolution approving one-year extension of professional services contract for the San Francisco Treasurer/Tax Collector for services to process credit card payment applications on interactive voice response ("IVR") systems for various City and County departments. (Treasurer-Tax Collector)

Enacted Number: 489-07

ADOPTED

Recommendations of the Government Audit and Oversight Committee

070997 [MOU, San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 1)] Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 1), to be effective July 1, 2007 through June 30, 2011.

(Fiscal Impact) (No Economic Impact)

Enacted Number: 210-07

FINALLY PASSED

070998 [MOU, San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 2)] Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 2), to be effective July 1, 2007 through June 30, 2011.

(Fiscal Impact) (No Economic Impact)

Enacted Number: 211-07

FINALLY PASSED

Recommendations of the Rules Committee

070976 **[Settlement of Lawsuit - Edwin Macon, Sr.]**

Ordinance authorizing settlement of the lawsuit filed by Edwin Macon, Sr. against the City and County of San Francisco for $225,000; the lawsuit was filed on August 14, 2006 in United States District Court, Northern District of California, Case No. C06-4904 SI; entitled Edwin Macon, Sr., et al., v. City and County of San Francisco, et al. (City Attorney)

(No Economic Impact)

Enacted Number: 203-07

FINALLY PASSED

070977 **[Settlement of Lawsuit - Pacific Bell Telephone Company]**

Ordinance authorizing settlement of the lawsuit filed by Pacific Bell Telephone Company against the City and County of San Francisco for $52,500.00; the lawsuit was filed on March 16, 2006 in San Francisco County Superior Court, Case No. 450-385; entitled Pacific Bell Telephone Company v. City and County of San Francisco, et al; there are no other material terms of said settlement. (City Attorney)

(No Economic Impact)

Enacted Number: 204-07

FINALLY PASSED

070978 **[Settlement of Lawsuit - Nawal Rizkallah]**

Ordinance authorizing settlement of the lawsuit filed by Nawal Rizkallah against the City and County of San Francisco for $100,000; the lawsuit was filed on April 3, 2006 in San Mateo Superior Court, Case No. 453874; entitled Nawal Rizkallah v. City and County of San Francisco, et al. (City Attorney)

(No Economic Impact)

Enacted Number: 205-07

FINALLY PASSED

070979 **[Settlement of Lawsuit - Ophelia Alvarez]**

Ordinance authorizing settlement of the lawsuit filed by Ophelia Alvarez against the City and County of San Francisco for $117,500; the lawsuit was filed on November 7, 2005 in San Francisco Superior Court, Case No. 446448; entitled Alvarez, et al., v. City and County of San Francisco, et al. (City Attorney)

(No Economic Impact)

Enacted Number: 206-07
FINALLY PASSED

070993 [Settlement of Lawsuit - Francisco Moreno, et al.]

Ordinance authorizing settlement of the lawsuit filed by Francisco Moreno, Maria Govea, Mauricio Moreno and Nancy Moreno against the City and County of San Francisco for $112,000; the lawsuit was filed on November 18, 2005 in United States District Court, Case No. C05-4752; entitled Francisco Moreno, et al. v. City and County of San Francisco, et al. (City Attorney)

Enacted Number: 207-07
FINALLY PASSED

070994 [Settlement of Lawsuit - Dave Alba et al.]

Ordinance authorizing the settlement of a lawsuit filed by Dave Alba et al., acting for themselves and others similarly situated, against the City and County of San Francisco for $625,000.00; the lawsuit was filed on April 22, 2005, in the United States District Court for the Northern District, Case No. C05-01667, entitled Dave Alba, et al., v. City and County of San Francisco. (City Attorney)

Enacted Number: 208-07
FINALLY PASSED

071062 [Settlement of Lawsuit - Pacific Gas and Electric Company]

Ordinance authorizing settlement of the lawsuit filed by Pacific Gas & Electric ("PG&E") against the City and County of San Francisco for $818,000, plus interest through the date of entry of judgment; the lawsuit was filed on September 12, 2005 in San Mateo Superior Court, Case No. CGC-05-449522; entitled Pacific Gas and Electric Company v. City and County of San Francisco, et al.; other material terms of said settlement are set forth in the Stipulation For Entry Of Judgment In Condemnation (and exhibits thereto), contained in Board of Supervisors File No. 071062. (City Attorney)

Enacted Number: 209-07
FINALLY PASSED

071042 [Appointment - Immigrant Rights Commission]

Resolution appointing Christopher Punongbayan, Angus McCarthy, Felix Fuentes, Falguni Sheth, and Toye Moses, terms ending June 6, 2009, to the Immigrant Rights Commission.

Christopher Punongbayan, succeeding Deborah Escobedo, term expired, seat 4, must have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for the unexpired portion of a two-year term ending June 6, 2009. Angus McCarthy, succeeding himself, term expired, seat 7, must be an immigrant to the United States who is appointed in accordance with Section 4.101 of the Charter. In addition, members shall have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for the unexpired portion of a two-year term ending June 6, 2009. Felix Fuentes, succeeding Samira McCoy, term expired, seat 8, must be an immigrant to the United States who is appointed in accordance with Section 4.101 of the Charter. In addition, members shall have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for the unexpired portion of a two-year term ending June 6, 2009. Falguni Sheth, succeeding Phu Nguyen, term expired, seat 10, must be an immigrant to the United States who is appointed in accordance with Section 4.101 of the Charter. In addition, members shall have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for the unexpired portion of a two-year term ending June 6, 2009. Toye Moses, succeeding himself, term expired, seat 11, must be an immigrant to the United States who is appointed in accordance with Section 4.101 of the Charter. In addition, members shall have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for the unexpired portion of a two-year term ending June 6, 2009.

Enacted Number: 479-07

ADOPTED

071103 [Appointment - Commission on the Aging Advisory Council]

Resolution appointing Lila McCarthy, term ending March 31, 2008, to the Commission on the Aging Advisory Council.

Lila McCarthy, succeeding Robert Lipman, term expired, seat 1, must be a nominee of District 2 Supervisor, for the unexpired portion of a two-year term ending March 31, 2008.

Enacted Number: 487-07

ADOPTED

071105 [Appointment - Assessment Appeals Board No. 2]

Resolution appointing Margaret Ruxton, Mervin Conlan, and Richard Lee, terms ending September 6, 2010, to Assessment Appeals Board No. 2.

Margaret Ruxton, succeeding herself, term expiring September 3, 2007, seat 2, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code: Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraiser; or he or she is a current member of an assessment appeals board, for a new three-year term ending September 6, 2010. Mervin Conlan, succeeding himself, term expiring September 3, 2007, seat 3, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code: Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraiser; or he or she is a current member of an assessment appeals board, for a new three-year term ending September 6, 2010. Richard Lee, succeeding himself, term expiring September 3, 2007, seat 4, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code: Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraiser; or he or she is a current member of an assessment appeals board, for a new three-year term ending September 6, 2010.

Enacted Number: 478-07

ADOPTED

071110 [Appointment - SRO Task Force]

Resolution appointing Jorge Portillo, term ending December 31, 2009, to the SRO Task Force.

Jorge Portillo, succeeding Christina Olague, resigned, seat 5, must be a representative of the Mission SRO Collaborative, for the unexpired portion of a three-year term ending December 31, 2009.

Enacted Number: 484-07

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 1 - McGoldrick

REGULAR AGENDA

UNFINISHED BUSINESS

Called from the City Operations and Neighborhood Services Committee

060589 **[Liquor License Transfer, 845 Market Street, Space 010]**

Resolution determining that the transfer of a Type 21 off-sale general license from 1001 South Van Ness Avenue to 845 Market Street, basement of the San Francisco Centre, Space 010 to Bristol Farms Inc., will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Continued to September 11, 2007

Supervisor Dufty, seconded by Supervisor Elsbernd, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendation of the Land Use and Economic Development Committee

070217 **[Zoning - Interim moratorium on installation of microcell equipment]** Supervisors Peskin, Jew, Sandoval, McGoldrick, Maxwell, Daly, Mirkarimi, Ammiano, Dufty, Alioto-Pier, Elsbernd

Urgency Ordinance approving an interim zoning moratorium on installation of microcell equipment for 45 days and making required findings, including findings of consistency with the priority policies of Planning Code Section 101.1 and environmental findings.

Supervisor Dufty, seconded by Supervisor Maxwell, moved that this Ordinance be TABLED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

NEW BUSINESS

Recommendation of the Budget and Finance Committee

070921 **[Amendments to Minimum Compensation Ordinance]** **Supervisors Ammiano, Peskin, McGoldrick, Mirkarimi**

Ordinance amending the San Francisco Administrative Code by amending Sections 12P.2, 12P.3, 12P.4, 12P.5, 12P.6, 12P.7, 12P.8 and, 12P.9 and by adding Sections 12P.5.1, 12P.6.1 and 12P.6.2, to amend the Minimum Compensation Ordinance by making both substantive and clarifying changes with respect to: the obligations imposed on Contractors; notification, investigation, auditing, inspection, enforcement and settlement procedures; the withholding of contract payments; provisions relating to waivers; certain definitions, including the definition of Covered Employees; procedures for automatic increases to the hourly wage rate; the assessment of liquidated damages; and the process for determining whether a Contractor has violated the Ordinance and for the administrative appeal of such determinations.

Supervisor Mirkarimi requested to be added as a co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Jew

From the Budget and Finance Committee Without Recommendation

070961 **[Recreation and Park Commission--Authorization to Modify Golf Course Hours and Fees; Creation of Golf Course Task Force]** **Supervisor McGoldrick**

Ordinance adding Section 12.46 to Article 12 of the San Francisco Park Code to authorize the Recreation and Park Commission to modify golf course hours and fees; and to create a Golf Course Task Force that will evaluate measures to reduce General Fund support for operation and maintenance of golf courses, and explore alternative revenue sources.

(No Economic Impact)

Supervisor Dufty dissented in Committee.

Supervisor McGoldrick, seconded by Supervisor Mirkarimi, moved that this Ordinance be AMENDED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Continued to October 16, 2007

Supervisor McGoldrick, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED AS AMENDED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

071128 **[De-appropriating $45,717 of General Fund and Appropriating $45,717 for a Golf Course Task Force in the Department of Recreation and Park for Fiscal Year 2007-2008]** Supervisor McGoldrick

Ordinance de-appropriating $45,717 for Golden Gate Park Stables in the Department of Recreation and Park, and appropriating $45,717 for a half-time 1823 Senior Administrative Analyst position to staff a Golf Course Task Force in the Department of Recreation and Park for Fiscal Year 2007-2008.

(Supervisor Dufty dissented in committee.)

Continued to October 16, 2007

Supervisor McGoldrick, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

071129 **[Public Employment - Recreation and Park Department]** Supervisor McGoldrick

Ordinance amending Ordinance No. 175-07 (Annual Salary Ordinance FY 2007-2008) to reflect the addition of one position (.37 FTE) Class 1823 - Senior Administrative Analyst in the Recreation and Park Department.

(Supervisor Dufty dissented in committee.)

Continued to October 16, 2007

Supervisor McGoldrick, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

071065 **[Approving a contract in excess of $10 million]**

Resolution approving an Agreement between the City and County of San Francisco and Pioneer Americas LLC for sodium hypochlorite, a contract

estimated to exceed $10 million, pursuant to San Francisco Charter Section 9.118(b). (Office of Contract Administration)

(Fiscal Impact.)

Enacted Number: 491-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

071084 **[Renew Joint Power and Revolving Fund Contract with State]** **Supervisor Mirkarimi**

Resolution authorizing the Department of the District Attorney to enter into a Joint Power and Revolving Fund Contract with the California Victim Compensation and Government Claims Board to: (1) contract for, accept and expend up to $1,184,530 allocated from the California Victim Compensation and Government Claims Board for the assistance of victims and witnesses of crime for the period of July 1, 2007 through June 30, 2009; and (2) renew its current agreement with the California Victim Compensation and Government Claims Board, an agent of the State of California, for a revolving loan fund in the amount of $75,000 to be used to pay for verified funeral/burial expenses and emergency relocation for victims of domestic violence and sexual assault for an additional two years from July 1, 2007 through June 30, 2009.

Enacted Number: 467-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Land Use and Economic Development Committee

070213 **[Planning - public review process for wireless telecommunications services facilities as accessory uses]** **Supervisor Peskin**

Ordinance amending the Planning Code Section 311 and 312 to apply the public review processes for building permit applications in R and NC Districts to wireless telecommunications services facilities permitted as accessory uses under Article 2 of the Planning Code, making environmental findings, and making findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070904 [Permits for communications companies and equipment] Supervisor McGoldrick

Ordinance amending Chapter 11, Article 1 of the San Francisco Administrative Code by amending Sections 11.1 and 11.9 to authorize state video franchise holders and personal wireless service carriers to obtain utility conditions permits, requiring persons installing personal wireless service facilities in the public rights-of-way to obtain personal wireless service facilities site permits, imposing fees for personal wireless service facilities site permits, and making environmental findings. (Public Works Department)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Rules Committee

070505 [Expanding Post-Employment Restrictions For Senior Mayoral Staff and Board Aides] Supervisor Peskin

Ordinance amending section 3.234 of the San Francisco Campaign and Governmental Conduct Code to prohibit individuals who have served as senior staff members to either the Mayor or a member of the Board of Supervisors from communicating with any representative of the City with the intent to influence a government decision for one year after they terminate employment with the City.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Supervisor Daly was noted absent at 2:28 p.m.

070590 [Requiring that individuals be provided access to Residential Hotels as visitors of guests and occupants to assist in "get out the vote" activities] Supervisor Mirkarimi

Ordinance amending the San Francisco Administrative Code by amending Section 41D.4, to require that individuals engaged in "get out the vote" activities be provided access to Residential Hotels as visitors of guests and occupants, on the same basis as any other visitor under the Uniform Visitor Policy.

(Supervisor Elsbernd Dissenting in Committee)

PASSED ON FIRST READING by the following vote:

Ayes: 7 - Ammiano, Dufty, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 3 - Alioto-Pier, Elsbernd, Jew

Absent: 1 - Daly

070884 **[Reorganization of the Family Violence Council Mayor, Supervisors to concentrate on child abuse and elder abuse in Maxwell, Alioto-Pier addition to domestic violence]**

Ordinance amending Article XIX of the San Francisco Administrative Code to change the focus of the Family Violence Council to include child abuse and senior/adult dependent abuse in addition to domestic violence; reducing the membership of the Council's steering committee from ten members to three members (the three co-chairs of the Council); reducing the membership of the Council from 45 members (35 of whom are selected by the Steering Committee and 10 of whom are specified public officials or directors of nonprofit agencies, or their designees) to 19 members (17 required members who are specified public officials or directors of nonprofit agencies, or their designees, and 2 of whom are optional, at-large members appointed by the Steering Committee); eliminating the advisory committee to the Council and assigning the duties currently performed by the advisory committee to the Council as a whole; and deleting that portion of the Ordinance that allows the Council to establish an Interagency Domestic Violence Death Review Team.

(No Economic Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

070593 **[SRO Voter Education and Registration] Supervisor Mirkarimi**

Resolution urging increased voter education and registration outreach to SRO residents by the Department of Elections and urging SRO managers and owners to facilitate access for these purposes.

Enacted Number: 472-07

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Alioto-Pier
Absent: 1 - Daly

071104 **[Appointment - Assessment Appeals Board No. 1]**

Resolution appointing Jeffrey Morris, term ending September 6, 2010, to Assessment Appeals Board No. 1.

Jeffrey Morris, succeeding Peter Fatooh, term expiring September 3, 2007, seat 1, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code as follows:Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser

certified by the Office of Real Estate Appraisers; or he or she is a current member of an assessment appeals board, for a three-year term ending September 6, 2010. (Supervisor Elsbernd Dissenting in Committee)

Enacted Number: 468-07

ADOPTED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Elsbernd
Absent: 1 - Daly

071109 [Appointment - SOMA Community Stabilization Fund Community Advisory Committee]

Resolution appointing Jazzie Collins, Ada Chan, and Angelica Cabande, terms ending April 27, 2009, to the SOMA Community Stabilization Fund Community Advisory Committee, San Francisco elector requirement waived.

Jazzie Collins, succeeding herself, term expired, seat 3, must be a senior or disabled resident of SOMA, for the unexpired portion of a two-year term ending April 27, 2009. Ada Chan (San Francisco elector requirement waived), succeeding herself, term expired, seat 4, must have affordable housing expertise and familiarity with the SOMA neighborhood, for the unexpired portion of a two-year term ending April 27, 2009. Angelica Cabande (San Francisco elector requirement waived), succeeding Donald Frazier, resigned, seat 5, must represent a community-based organization in SOMA, for the unexpired portion of a two-year term ending April 27, 2009.

Enacted Number: 469-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

071200 [Appointment - Assessment Appeals Board No. 1]

Resolution appointing Carol Ruth Silver, term ending September 6, 2010, to Assessment Appeals Board No. 1.

Carol Ruth Silver, succeeding herself, term expiring September 3, 2007, seat 4, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code as follows:Must have a minimum of five years professional experience in the State of California as one of the following: Certified Public Accountant (CPA) or Public Accountant (PA); licensed Real Estate Broker; Attorney; or a Property Appraiser accredited by a nationally recognized professional organization, or Property Appraiser certified by the Office of Real Estate Appraisers; or he or she is a current member of an assessment appeals board, for a three-year term ending September 6, 2010. (Supervisor Peskin Dissenting in Committee)

Enacted Number: 477-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

From the Rules Committee Without Recommendation

070666 **[Allowing for closed sessions of the Board of Supervisors to discuss information related to matters posing a threat to public facilities]** **Supervisor Alioto-Pier**

Motion amending Rule 1.8 of the Rules of Order to allow for closed sessions of the Board of Supervisors to discuss information related to matters posing a threat to the security of public buildings or a threat to the public's right of access to public services or public facilities.

Enacted Number: MO7-105

APPROVED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

SPECIAL ORDER 3:00 P.M.

Supervisor Dufty Excused From Voting

Supervisor Elsbernd, seconded by Supervisor McGoldrick, moved to excuse Supervisor Dufty, at his request, because of possible conflict of interest, from voting. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Dufty

071028 **[Public Hearing - Landmark Appeal, U.C. Extension Center, 55 Laguna Street (formerly San Francisco State Teachers College)]**

Hearing of persons interested in or objecting to (1) the decision of the Planning Commission by its Resolution No. 17445 adopted June 7, 2007, disapproving the proposal of the Landmarks Preservation Advisory Board to designate the U.C. Extension Center as a San Francisco Landmark on property located at 55 Laguna Street (formerly San Francisco State Teachers College); Lots 001, 001A in Assessor's Block 0857 and Lots 001, 002, and 003 in Assessor's Block 0870. (Appellants: Robert W. Cherny, Acting President, Landmarks Preservation Advisory Board filed on July 2, 2007 and F. Joseph Butler on behalf of the San Francisco Preservation Consortium filed on July 6, 2007.) or (2) designation by the Board of Supervisors of the U.C. Extension Center, located at 55 Laguna Street, Lots 001, 001A in Assessor's Block 0857 and Lots 001, 002 and 003 in Assessor's Block 0870 as a San Francisco Landmark.

(Filed July 2 and 6, 2007; Companion measure to 071029, 071030, 071081; District 8.)

The President inquired as to whether any member of the public wished to address the Board members.

Mary Maley, President, Landmarks Preservation Board; Appellant

Joe Butler; support of the appellant

Steve Zeltzer; support of appellant

Pamela; support of the appellant

Commissioner Alan Martinez, Landmarks Advisory Board; appellant

Commissioner Bill Sigawa, Landmarks Advisory Board; appellant

Louis Dillon; support of the appellant

Dr. Carol Roland; support of the appellant

Male speaker; support of the appellant

Tamara Colby; support of the appellant

Cynthia Servetnick; support of the appellant

Lavon Taback; support of the appellant

Charles Chase; support of the appellant

See White Feather; support of the appellant

Jim Marchese; support of the appellant

Silvia Johnson; support of the appellant

Judith Hoyen; support of the appellant

Lynn Ellman; support of the appellant

Eugene Gordon Jr.; support of the appellant

Marla; support of the appellant

Peter Lewis; support of the appellant

Male speaker; support of the appellant

Arnold Price; support of the appellant

Tara Sullivan-Lenane, Planning Department Representative, reviewed with the Board the Planning Department's recommendation.

Ruthie Bennett, Representative of A.F. Evans; Project Sponsor

Jay Turnbull; support of the project sponsor

Elizabeth Gunther, Office of the General Counsel for the University of California; support of the project sponsor

Tim Coleman, SF Housing Coalition; support of the project sponsor

Jim Chaplain, SPUR; support of the project sponsor

Bill Heskell; support of the project sponsor

Marilyn Isabell; support of the project sponsor

Lester Marks; support of the project sponsor

Dr. Marci Adelman; support of the project sponsor

Neal Sims, Open House; support of the project sponsor

Ruth Herring; support of the project sponsor

Hadley Hall, Open House; support of the project sponsor

Todd Mavis; support of the project sponsor

Kevin Chang; support of the project sponsor

Arthur Herwith; support of the project sponsor

The President declared the public hearing closed.

Rebuttal Period:

Commissioner Sigawa, Landmarks Advisory Board; Appellant

HEARD AT PUBLIC HEARING.

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the landmark designation described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

Supervisor Daly was noted present at 4:20 p.m.

(Only one of the following two motions should be

approved.)

071029 [Approving decision of the Planning Commission Disapproving Proposed Landmark Designation of 55 Laguna Street]

Motion approving the decision of the Planning Commission disapproving proposed landmark designation of 55 Laguna Street. (Clerk of the Board)

Supervisor Mirkarimi, seconded by Supervisor Daly, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Dufty

071030 [Disapproving decision of the Planning Commission Disapproving Proposed Landmark Designation of 55 Laguna Street]

Motion disapproving the decision of the Planning Commission disapproving proposed landmark designation of 55 Laguna Street. (Clerk of the Board)

Enacted Number: M07-107

Supervisor Mirkarimi, seconded by Supervisor Daly, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Dufty

071081 [Findings - 55 Laguna Landmark Designation Appeal]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision concerning the appeal of the Planning Commission's disapproval of a landmark designation of 55 Laguna Street. (Clerk of the Board)

Enacted Number: M07-106

Supervisor Mirkarimi, seconded by Supervisor Daly, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Dufty

071082 [Landmark Designation of Richardson Hall, Woods Hall, and Woods Hall Annex, Located at 55 Laguna Street formerly known as the San Francisco State Teacher's College]

Ordinance Designating 55 Laguna Street (U.C. Extension Center, formerly known as the San Francisco State Teacher's School) as a Landmark under Planning Code Article 10; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings. (City Attorney)

Supervisor Mirkarimi, seconded by Supervisor Ammiano, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly
Excused: 1 - Dufty

Ordinance designating Richardson Hall (a.k.a. Burke Hall), Woods Hall (a.k.a. Anderson Hall), and Woods Hall Annex (a.k.a. Anderson Hall Annex), located at 55 Laguna Street (U.C. Extension Center, formerly known as the San Francisco State Teacher's College), as individual Landmarks under Planning Code Article 10; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings. (City Attorney)

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

Privilege of the Floor

Supervisor Ammiano, seconded by Supervisor McGoldrick, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

Supervisor Ammiano introduced, welcomed and presented a Certificate of Honor to David Grant and to Sergeant Miller and Officers of the San Francisco Police Department working in the Alemany Working Group.

Supervisor McGoldrick introduced, welcomed and presented a Certificate of Honor to Damon Ramon in recognition of his 10 years of service with SFGTV.

SPECIAL ORDER 4:00 P.M.

071037 **[Appeal of Determination of Exemption from Environmental Review for project at Wawona Street and 15th Avenue (aka "445 Wawona Street)]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated June 12, 2007, Case No. 2006.0608E, exempting from environmental review under Categorical Exemption, Class 32 (State CEQA

Guidelines Section 15332). The project would construct eight 3,760 square-foot, three-story, 3 bedroom, 35-feet high detached residential units with below-grade parking on eight vacant lots created out of a portion of the Ardenwood residential care facility property at 445 Wawona Street. The project site is located at the intersection of Wawona Street and 15th Avenue on the block bounded by 19th Avenue and Sloat Boulevard in the West Portal Neighborhood (Assessor's Block 2540, Lots 93-100). The project site was subdivided from the 532,738 square-foot (12.23-acre) Ardenwood property (Assessor's Block 2540, Lot 8) in 2006, creating nine new lots. No changes are proposed for the Ardenwood residential care facility. The project site is currently vacant open space with the exception of a greenhouse/storage structure, which would be demolished as part of the project. The project site is located within the RH-1(D) (One-Family, Detached Dwellings) zoning district and a 40-X height and bulk district. (Appellants: Matthew and Claudia Chamberlain and Susan Hewitt filed July 6, 2007)

(Filed July 6, 2007; companion measure to 071038, 071039, 071040; District 7.)

The President inquired as to whether any member of the public wished to address the Board members.

Continued to September 25, 2007

Supervisor Elsbernd, seconded by Supervisor Ammiano, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

071038 [Affirming the categorical exemption issued for 445 Wawona Street]

Motion affirming the determination by the Planning Department that the 445 Wawona Street project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Continued to September 25, 2007

Supervisor Elsbernd, seconded by Supervisor Ammiano, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

071039 [Disapproving the categorical exemption issued

for 445 Wawona Street]

Motion disapproving the determination by the Planning Department that the 445 Wawona Street project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Continued to September 25, 2007

Supervisor Elsbernd, seconded by Supervisor Ammiano, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

071040 **[Preparation of findings related to the 445 Wawona Street project]**

Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 445 Wawona Street is exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Continued to September 25, 2007

Supervisor Elsbernd, seconded by Supervisor Ammiano, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

COMMITTEE REPORTS

Supervisor Daly was noted present at 2:35 p.m.

Supervisor Jew Excused From Voting

Supervisor Elsbernd, seconded by Supervisor Maxwell, moved to excuse Supervisor Jew, at his request, because of possible conflict of interest, from voting. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

070667 **[Medical Cannabis Dispensary Permits]** **Supervisor Alioto-Pier**

Ordinance amending Sections 3301, 3304, 3305, 3307, and 3308 of the San Francisco Health Code and Sections 209.3, 217, 790.141 and 890.133 of the San Francisco Planning Code to (a) require the Director of Public Health to certify that applicants for Medical Cannabis Dispensary permits have not been convicted of certain felony offenses, (b) require Dispensaries to provice security measures, including lighting and alarms, (c) establish minimum disability access standards; and (d) extend the time period for Dispensaries to obtain a Medical Cannabis Dispensary permit to March 1, 2008; (e) authorize the sale and delivery of medical cannabis to qualified patients with a verifiable, written recommendation from a physician for medical cannabis; and (f) clarify the definition of "medical cannabis dispensary.

Continued to September 11, 2007 with the Board Sitting as a Committee of the Whole

Supervisor Daly, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED AS AMENDED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Jew

071127 [Formalizing the Board of Supervisor's response to the Civil Grand Jury Recommendations] Supervisor Elsbernd

Resolution amending the process by which the Board of Supervisors responds to the Civil Grand Jury Reports by adopting a resolution formally accepting or rejecting the Civil Grand Jury recommendations.

Enacted Number: 474-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

071174 [Approval of Amendment to Security Guard Services Contract] Mayor

Resolution approving amendment to armed and unarmed security guard services contract for Municipal Railway Revenue and Cost Accounting Divisions.

(Fiscal Impact.)

Enacted Number: 440-07

ADOPTED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, Mirkarimi, Peskin, Sandoval
Noes: 2 - Daly, McGoldrick

071176 [Application for ABAG Priority Development Area Designation] Supervisor Peskin

Resolution authorizing the San Francisco County Transportation Authority and the Mayor's Office of Housing to apply on behalf of the City and County of San Francisco for Priority Development Area designation by the Association of Bay Area Governments.

Enacted Number: 483-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

071188 **[Authorizing the Issuance and Sale of Bonds by the Peninsula Corridor Joint Powers Board]** **Supervisor Maxwell**

Resolution authorizing the Issuance and Sale by the Peninsula Corridor Joint Powers Board of Farebox Revenue Bonds in an Aggregate Principal Amount Not Expected to Exceed $22,000,000.

Enacted Number: 480-07

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

Abdullah Megaheed; expressed sympathy for the passing of Bill Walsh

James Chaffee; expressed concern with issues relating to the SF Public Library

Walter; shared in song concerns with general issues in San Francisco

John Di Donna; expressed concerns with issues relating to gasoline prices

Male speaker; expressed concerns with issues relating to Golden Gate park and preservation

Jim Meca; expressed concerns with the parking initiative

Aaron Goodman, Vice President, Park Merced Association; expressed concern with issues relating to future building to occur in the Park Merced area

Silvia Johnson; expressed concern with general issues in San Francisco

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

071100 **[Authorizing preparation of Proponent/Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 6, 2007 Election]**

Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 6, 2007 Election. (Clerk of the Board)

APPROVED

071179 **[Lights Out San Francisco]** **Supervisors McGoldrick, Alioto-Pier**

Resolution to support extinguishing all non-essential lighting in all city government buildings, public schools and public landmarks for the hour between 7:00 PM and 8:00 PM on October 20, 2007 to conserve energy as part of the city-wide energy conservation event: Lights Out San Francisco, and establishing October 20, 2007 as Lights Out San Francisco Day.

Enacted Number: 473-07

ADOPTED

071184 **[Urging California's congressional delegation to support H.R. 2401]** **Supervisor Sandoval**

Resolution urging California's congressional delegation to support H.R. 2401.

Enacted Number: 471-07

ADOPTED

071186 **[Opposition to SB 670 (Correa)]** **Supervisor Mirkarimi**

Resolution in opposition to Senate Bill 670 (Correa) barring development fees imposed for the acquisition of open space, parks, public recreational facilities and other community benefits.

Enacted Number: 470-07
ADOPTED

071191 **[Declaring the month of August, 2007 as Barry Lamar Bonds Month in the City and County of San Francisco]** **Supervisors Dufty, Alioto-Pier, Maxwell, Peskin, McGoldrick, Ammiano, Mirkarimi**

Resolution congratulating Barry Bonds on becoming the greatest home run hitter in the History of Major League Baseball and declaring the month of August, 2007 as Barry Lamar Bonds Month in the City and County of San Francisco.

Enacted Number: 490-07
ADOPTED

071160 **[Final Map - One South Park Avenue]**

Motion approving Final Map 4064, a 35 Residential Unit and 1 Commercial Unit Mixed-Use Condominium Project, located at One South Park Avenue being a subdivision of Lot 007 in Assessors Block No. 3775 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order 177,016; District 6.)

Enacted Number: M07-103
APPROVED

071161 **[Final Map - 2145 California Street]**

Motion approving Final Map 3115, a 5 Unit Residential Condominium Project, located at 2145 California Street being a subdivision of Lot 022 in Assessors Block No. 0651 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order 177,035; District 5.)

Enacted Number: M07-104
APPROVED

The foregoing items were acted upon by the following vote:
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Severed from the Without Reference to Committee Agenda

Supervisor Daly requested that Files Nos. 071180, 071181, 071182, 071183 and 071187 be severed so that it might be considered separately and that all matters be referred to Committee.

071180 **[Armando Peraza Day - September 1, 2007]** Supervisor Peskin
Resolution declaring September 1, 2007 "Armando Peraza Day" in San Francisco.

REFERRED to the Rules Committee.

071181 **[Eddie Fung Day - November 10, 2007]** Supervisor Peskin
Resolution declaring November 10, 2007 as Eddie Fung Day in San Francisco.

REFERRED to the Rules Committee.

071182 **[Commending John Barleycorn Pub]** Supervisor Peskin
Resolution commending John Barleycorn Pub for almost 40 years of enriching the City.

REFERRED to the Rules Committee.

071183 **[Sea Otter Awareness Week - September 23 - 29, 2007]** Supervisor Peskin
Resolution declaring September 23-29 Sea Otter Awareness Week.

REFERRED to the Rules Committee.

071187 **[Commending Chad Jacobs]** Supervisors Peskin, Elsbernd
Resolution commending Chad Jacobs for his outstanding years of service as a Deputy City Attorney.

REFERRED to the Rules Committee.

Supervisor Daly was noted absent 6:25 p.m.

Supervisor Sandoval requested that this matter be severed so that it might be considered separately.

071185 **[Condemning defamatory language used by radio personality Michael Savage against the immigrant community]** **Supervisors Sandoval, Ammiano**

Resolution condemning defamatory language used by radio personality Michael Savage against the immigrant community.

This matter requires an unanimous vote and failed adoption.

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Noes: 1 - Jew

Absent: 1 - Daly

Supervisor Sandoval, seconded by Supervisor Ammiano, moved to rescind the previous vote and refer this matter to Committee.

Motion to rescind the previous vote and refer this matter to Committee passed without objection.

REFERRED to the Rules Committee by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Jew
Absent: 1 - Daly

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding.Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Purely Commendatory Finding] Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Dufty, seconded by Supervisor Alioto-Pier, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

[Brown Act Finding] Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Dufty, seconded by Supervisor Alioto-Pier, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

071204 **[Urging the Recreation and Park Commission to approve the naming of the field at Monster Park, "Bill Walsh Field at Monster Park"]** Supervisor Dufty

Resolution urging the Recreation and Park Commission to approve the naming of the Field at Monster Park to "Bill Walsh Field at Monster Park."

Enacted Number: 488-07

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

071216 **[Exempting Wind Turbines from Bernal Heights Special Use District Height Limits]** Supervisor Ammiano

Ordinance amending the San Francisco Planning Code by amending Section 242 (e)(1)(D) to allow certain wind power generators within the Bernal Heights Special Use District subject to height limitations set forth in Section 260(b)(1)(A), making environmental findings, general plan findings, and other required findings.

8/14/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/13/2007.

071217 **[Allowing relocation of existing liquor establishment in the Mission Alcoholic Beverage Special Use Subdistrict to another location within the same Subdistrict]** Supervisor Ammiano

Ordinance amending Section 781.8 of the Planning Code to allow relocation of existing Liquor Establishment in the Mission Alcoholic Beverage Special Use Subdistrict to another location within the same Mission Alcoholic Beverage Special Use Subdistrict; and making findings.

8/14/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic

Development Committee, expires on 9/13/2007.

071219 **[Planning - C-3 Development Impact Fee]** **Supervisor Daly**

Ordinance amending the Planning Code to require the City Controller to study the impacts of new development in the C-3 zoning districts, requiring the Board of Supervisors to amend City codes to establish new development impact fees and/or to change the amounts of existing fees for development in the C-3 zoning districts, depending on the results of the study, and making environmental findings, general plan findings, and other required findings.

8/14/07, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 9/13/2007. 08/22/07 - Referred to Planning for review and determination of CEQA.

071220 **[To prohibit members of boards, commissions and advisory bodies from participating in a meeting when compromised by alcohol or illegal drugs and to specify investigation procedures]** **Supervisor Daly**

Ordinance adding Chapter 5 to Article III of the Campaign and Governmental Conduct Code to prohibit members of boards, commissions, and advisory bodies from participating in a meeting when compromised by alcohol or illegal drugs.

8/14/07, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 9/13/2007. (Referred to the Ethics Commission.)

071221 **[Requiring meeting agendas of a policy body to include attendance records for members of the body]** **Supervisor Daly**

Ordinance amending Section 67.7 of the Administrative Code to require meeting agendas for a policy body to include attendance records for members of the body.

8/14/07, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 9/13/2007.

071222 **[Amending Section 16.9-25 of the Administrative Code to prohibit managers from pursuing or engaging in romantic or sexual relationships with employees under their supervision]** **Supervisor Daly**

Ordinance amending Section 16.9-25 of the Administrative Code to prohibit managers from pursuing or engaging in romantic or sexual relationships with employees under their supervision.

8/14/07, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 9/13/2007. (Referred to departments for informational purposes.)

071228 **[Park, Recreation and Open Space General Obligation Bond Election]** **Mayor, Supervisor Peskin**

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, February 5th 2008, for the purpose of submitting to the voters of the City and County of San Francisco a proposition to incur the following bonded debt of the City and County: One Hundred and Eighty-Five Million Dollars ($185,000,000) for the acquisition,

construction, reconstruction or improvement of park, recreation and open space facilities within the City and County of San Francisco and all other structures and improvements necessary or convenient for the foregoing purposes and paying all other costs necessary and convenient for effectuating those purposes; authorizing landlords to passthrough fifty percent (50%) of the resulting property tax increase to residential tenants in accordance with Chapter 37 of the San Francisco Administrative Code; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; finding that the proposed project is excluded from the California Environmental Quality Act; finding that the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Administrative Code Section 2A.53; consolidating the special election with the general election; establishing the election precincts, voting places and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with Section 53410 of the California Government Code; incorporating the provisions of Article V of Chapter V of the San Francisco Administrative Code; and waiving the time requirements specified in Section 2.34 of the San Francisco Administrative Code.

8/14/07, RECEIVED AND ASSIGNED to Budget and Finance Committee. 09/05/07 - Referred to Planning for review.09/07/07- Response received from Planning, exempt from CEQA.

070460 **[Ordering vacation of the Ingleside Path]** Supervisor Elsbernd

Ordinance ordering the vacation of the Ingleside Path right-of-way between Ocean Avenue and Corona Street and Urbano and Head Streets subject to reservations of certain utility easements in the vacated area; authorizing the quit claim of the City's interest in the vacated right-of-way pursuant to the terms of the conveyancing documents; declaring such paths abandoned; adopting environmental findings and findings that such actions are consistent with the City's General Plan and the priority policies of Planning Code Section 101.1; and authorizing official acts in connection with this Ordinance.

4/10/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

4/18/07, REFERRED TO DEPARTMENT. Referred to Planning Department, Real Estate Department and Department of Public Works.

5/1/07, RESPONSE RECEIVED. Planning Department exemption from CEQA.

8/14/07, ASSIGNED to Land Use and Economic Development Committee.

8/14/07, SUBSTITUTED. Supervisor Elsbernd submitted a substitute ordinance bearing new title.

071056 **[Centralization of Workforce Development Efforts Under the Department of Economic and Workforce Development]** Supervisors Mirkarimi, Peskin, Ammiano, Maxwell

Ordinance amending the San Francisco Administrative Code by adding a new

Chapter 30, Sections 30.1 through 30.8, to: 1) centralize the City's workforce development efforts under the Department of Economic and Workforce Development (DEWD), or successor department; 2) require the Director of Economic and Workforce Development to manage all general fund expenditures on workforce development, create City-wide workforce development policy, submit all grant applications to the state or federal government for workforce development funding on behalf of the City, subject to approval by the Board of Supervisors, and annually report on workforce development policies to the Board of Supervisors; 3) require City departments to enter into Memoranda of Understanding with DEWD as a condition of funding for workforce development dollars, 4) require the Mayor to submit the names of prospective appointees to the Local Work Force Investment Board to the Board of Supervisors for approval; 5) urge the Mayor to appoint a member of the Board of Supervisors to the Local Workforce Investment Board, and 6) require that the Workforce Investment Act Local Plan be submitted for review and comment to the Board of Supervisors, and by amending Administrative Code Section 83.6 to place the administration of the First Source Hiring Program under the DEWD.

7/17/07, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 8/16/2007. (Referred to Small Business Commission)

8/14/07, SUBSTITUTED. Supervisor Mirkarimi submitted a substitute ordinance bearing new title.

8/14/07, ASSIGNED to Rules Committee.

Resolutions

071198 [Grant to support Laguna Honda Hospital's Activity Therapy Department] Supervisor Maxwell

Resolution authorizing the San Francisco Department of Public Health (DPH), Laguna Honda Hospital (LHH) to retroactively accept and expend a grant for $35,000, from the James Irvine Foundation, the Walter and Elise Haas Fund, and the Flora Hewlett Foundation, through the Creative Work Fund, and to enter into a subcontract with artist Helena Keeffe; for the period of September 1, 2007 through August 31, 2008.

8/14/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071199 [Grant of State Funds - Municipal Transportation Agency] Supervisor Maxwell

Resolution authorizing the Municipal Transportation Agency to accept and expend $217,970 in State grant funds from the California Air Resources Board for the purchase of low-polluting construction equipment.

8/14/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

071204 [Urging the Recreation and Park Commission to approve the naming of the field at Monster Park, "Bill Walsh Field at Monster Park"] Supervisor Dufty

Resolution urging the Recreation and Park Commission to approve the naming of the Field at Monster Park to "Bill Walsh Field at Monster Park."

8/14/07, ADOPTED.

071214 [Support of the findings of the Cruise Terminal Advisory Panel] Supervisor Alioto-Pier

Resolution in support of the findings of the Cruise Terminal Advisory Panel.

8/14/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

071215 [Initiate the Designation of the Metro Theater, 2055 Union Street as a Landmark] Supervisor Alioto-Pier

Resolution initiating designation of the Metro Theater, 2055 Union Street, located on the south side of Union Street, encompassing all of Lot 018 in Block 541, as a Landmark pursuant to Section 1004.1 of the San Francisco Planning Code.

8/14/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

071223 [Board response to the 2006-2007 Civil Grand Jury Report entitled "Can San Francisco Keep its Promise to Reduce Greenhouse Gas Emissions?"] Supervisor Elsbernd

Resolution responding to the Presiding Judge of the Superior Court on the recommendations contained in the 2006-2007 Civil Grand Jury Report entitled "Can San Francisco Keep its Promise to Reduce Greenhouse Gas Emissions?".

8/14/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

071224 [Board response to the 2006-2007 Civil Grand Jury Report entitled "Parking for the Disabled-Abuse or Over-Use?"] Supervisor Elsbernd

Resolution responding to the Presiding Judge of the Superior Court on the recommendations contained in the 2006-2007 Civil Grand Jury Report entitled "Parking for the Disabled-Abuse or Over-Use?".

8/14/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

071225 [Board response to the 2006-2007 Civil Grand Jury Report entitled "Risk Management: Are the Managers Managing the Risks of the City"] Supervisor Elsbernd

Resolution responding to the Presiding Judge of the Superior Court on the recommendations contained in the 2006-2007 Civil Grand Jury Report entitled "Risk Management: Are the Managers Managing the Risks of the City".

8/14/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

071226 [Board response to the 2006-2007 Civil Grand Jury Report entitled "Compensation and Staffing Issues in the San Francisco Police Department"] Supervisor Elsbernd

Resolution responding to the Presiding Judge of the Superior Court on the recommendations contained in the 2006-2007 Civil Grand Jury Report entitled "Compensation and Staffing Issues in the San Francisco Police

Department".

8/14/07, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

071227 [Accept-Expend Federal Grant - Department of Public Works] Supervisor Elsbernd

Resolution authorizing the Department of Public Works to accept and expend a federal grant in the amount of $482,040 from the California Department of Transportation to upgrade guardrails at Twin Peaks Boulevard; O'Shaughnessy Boulevard at Del Valle Avenue; Portola Drive north of Burnett Avenue and west of Burnett Avenue.

8/14/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

071229 [Park, Recreation and Open Space General Obligation Bonds] Mayor, Supervisor Peskin

Resolution determining and declaring that the public interest and necessity demand the acquisition, construction or reconstruction of park, recreation and open space projects within the City and County of San Francisco and all other structures and improvements necessary or convenient for the foregoing purposes; finding that the estimated cost of $185,000,000 for such improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness; finding the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Administrative Code Section 2A.53; and waiving the time limits set forth in Administrative Code section 2.34.

8/14/07, RECEIVED AND ASSIGNED to Budget and Finance Committee. 09/05/07 - Referred to Planning for review. 09/07/07- Response received from Planning, exempt from CEQA.

071230 [Grant of Federal Funds - Municipal Transportation Agency] Supervisor Sandoval

Resolution authorizing the Municipal Transportation Agency to accept and expend $1,690,546 of Lifeline Transportation Program (LTP) Funds for maintenance of the Municipal Railway's #108 Line between San Francisco and Treasure Island, expansion of MUNI's #29-Sunset Line service, and expansion of MUNI's Lifeline Fast Pass Distribution program, excluding Citywide indirect costs.

(Fiscal Impact.)

8/14/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

071231 [Lease of Real Property at 1390 Market Street] Mayor

Resolution authorizing the lease of 6,029 square feet of space in the building located at 1390 Market Street for the Office of Labor Standards Enforcement.

(Fiscal Impact.)

8/14/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

071232 **[Seeking a permanent halt to the Blue Angels air show over San Francisco]** Supervisor Daly

Resolution seeking a permanent halt to the annual Blue Angels air show over the City of San Francisco.

8/14/07, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

070459 **[Vacation of the Ingleside Path]** Supervisor Elsbernd

Resolution declaring the intention of the Board of Supervisors to vacate the Ingleside Path right-of-way between Ocean Avenue and Corona Street and Urbano and Head Streets; setting the hearing date for all persons interested in the proposed vacation of the street area; and adopting environmental findings and findings that the vacation is consistent with the City's General Plan and the eight priority policies of Planning Code Section 101.1.

4/10/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

4/18/07, REFERRED TO DEPARTMENT. Referred to Planning Department, Real Estate Department and Department of Public Works.

5/1/07, RESPONSE RECEIVED. Planning Department exemption from CEQA.

8/14/07, SUBSTITUTED. Supervisor Elsbernd submitted a substitute resolution bearing the same title.

8/14/07, ASSIGNED to Land Use and Economic Development Committee.

Hearings

071205 **[State of full-service taxi cab companies in San Francisco]** Supervisor Alioto-Pier

Hearing on the state of full-service taxi cab companies in San Francisco regarding their ability to continue to offer full service to their clientele, including digital dispatch service with global positioning, para-transit services, credit card services, alternative fuel vehicles, among other services, without operating at a financial deficit.

8/14/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

071206 **[Port lands]** Supervisor Alioto-Pier

Hearing to consider the SPUR's findings regarding the policy choices confronting the Port as it acts to save its failing infrastructure. In particular, the report discusses the impact of the complex regulatory system upon the planning process, the need for a new financial strategy for funding infrastructure improvements, and the potential for expanding allowable uses on Port lands.

8/14/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

071207 **[Starr Elementary Wellness Program]** Supervisor Ammiano

Hearing on the Starr Elementary wellness program to coordinate and administer prevention services.

8/14/07, RECEIVED AND ASSIGNED to Rules Committee.

071208 [City waste and reduction programs] Supervisor Ammiano

Hearing to determine levels of city waste and to identify ways to extend conservation programs throughout all city departments.

8/14/07, RECEIVED AND ASSIGNED to Rules Committee.

071209 [PG&E blackouts] Supervisor Ammiano

Hearing on PG&E blackouts and any of the contributing issues.

8/14/07, RECEIVED AND ASSIGNED to Rules Committee.

071210 [City and County funding of the arts] Supervisor Ammiano

Hearing on the City and County funding of the arts in fiscal years 2005-2006, 2006-2007, and 2007-2008.

8/14/07, RECEIVED AND ASSIGNED to Rules Committee. Sponsor requests that the Budget Analyst prepare a report for this hearing that identifies funding of the arts in fiscal years 2005-2006, 2006-2007, and 2007-2008.

071211 [South of Market Parking Special Use district boundaries] Supervisor Daly

Hearing on the boundaries of the South of Market Parking Special Use district as outlined in Supervisor Peskin's "Sensible Parking Initiative".

8/14/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

071212 [Status of Rec Connect Programs] Supervisor Elsbernd

Hearing on the status of Rec Connect Programs within the Recreation and Park Department and Department of Children, Youth, and Family.

8/14/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Motions

071213 [Legislative Analyst Request - Office of Special Events] Supervisors Dufty, Alioto-Pier

Motion requesting the Legislative Analyst to conduct research into the need for and feasibility of a dedicated and separately funded Office of Special Events in San Francisco. Specifically, whether the activities currently engaged in by such City departments as the Entertainment Commission, Office of Protocol, Mayor's Special Events Staff, San Francisco Police Department, Recreation and Parks Department, Port of San Francisco, and others might be effectively consolidated into and/or overseen by an office comparable to the Special Events Offices in Chicago, Boston, New York City, Houston, and others.

8/14/07, ASSIGNED to Board of Supervisors. Scheduled for Board consideration September 11, 2007. In-depth report; desired delivery date of October 1, 2007.

Charter Amendment

071218 **[Charter Amendment - San Francisco Affordable Housing Fund]** Supervisors Daly, Ammiano

Charter amendment (First Draft) to add Section 16.127 to: establish a baseline appropriation and set aside the equivalent of the available annual tax of two and one-half cents ($0.025) on each one hundred dollars ($100) of assessed property tax valuation for the next fifteen (15) years to support affordable housing programs; require the Mayor to prepare an affordable housing plan every three (3) years; affirm City policy urging the Redevelopment Agency to use at least fifty percent (50%) of its tax increment funds for low and moderate income housing; and setting an expiration date of July 1, 2023.

8/14/07, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 9/13/2007. (Referred to Departments)

PROPOSED RESOLUTIONS

071163 **[Settlement of Unlitigated Claim - Wells Fargo]**

Resolution approving the settlement of the unlitigated claim filed by Wells Fargo against San Francisco for $43,678; claim was filed on May 23, 2007. (City Attorney)

8/1/07, RECEIVED AND ASSIGNED to Rules Committee.

071164 **[Approval of two contracts with Siemens Medical Solutions USA, Inc. to support and maintain clinical and financial software applications in use by the Department]**

Resolution authorizing the San Francisco Department of Public Health (DPH), to enter into two contracts with Siemens Medical Solutions USA, Inc. (Siemens) for the continued licensing and maintenance of proprietary Siemens applications for the term July 1, 2007 through June 30, 2012. (Public Health Department)

(Fiscal Impact.)

8/6/07, RECEIVED AND ASSIGNED to Budget and Finance Committee.

Requests Granted

From: Supervisor Mirkarimi
To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of removing graffiti or mold from DPT property at the following locations:

Graffiti

- *"No Pedestrian Crossing" sign at the Northwest corner of Carmel and*

Clayton
- *"Stay to the Right" sign at the east section of the intersection of Arguello and Lincoln. Traffic pole at the Northwest corner of Scott and Fell.*
- *"1300 Stanyan Street" green sign at north end of the intersection of Twin Peaks and Stanyan.*
- *Northeast corner of Stanyan and Parnassus - back of UCSF sign*

From: Supervisor Mirkarimi
To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of removing graffiti on the parking signs located on both sides of the street (unless otherwise noted), at the following locations:

- *Belvedere between 17th and Carmel*
- *Cole between 17th and Carmel*
- *Carmel between Belvedere and Shrader (signs in the black frames)*
- *West end of Belgrave Avenue - "No Parking Sign"*
- *East end of Belgrave Avenue - "No Parking Sign" and red diamond sign*
- *Stanyan between Rivoli and Frederick*
- *Rivoli between Stanyan and Belvedere (signs in the black frames)*
- *Alma between Belvedere and Cole (signs in the black frames)*
- *Belvedere between Gratten and Parnassus*
- *Parnassus between Cole and Willard*
- *Carl between Hillway and Clayton*
- *Clayton between Parnassus and Frederick*
- *Parking signs near 1350 3rd Avenue*
- *Northeast corner of Irving and 4th Avenue*
- *Northeast corner of Arguello and Carl*
- *Fulton between Gough and Laguna*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property located at the following locations:

Emergency Boxes

- *Northeast corner of Twin Peaks and Clarendon*

Fire Hydrant

- *Southwest corner of McAllister and Laguna*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property at the following locations:

Mailboxes

- *Northeast corner of Rivoli and Stanyan*

- *Garbage Cans*
- *Northwest corner of Willard and Parnassus*
- *Northeast corner of 3rd and Irving*
- *Northeast corner of Frederick and Arguello*
- *Northeast corner of Stanyan and Frederick*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property located at the following locations:

Light Switch Box

- *Northwest corner of Carmel and Clayton*
- *Northeast corner of Geary and Webster*

Phone Switch Box

- *Northeast corner of Alma and Cole*
- *Southeast corner of Clayton and Frederick*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from news stands at the following locations:

Bay Guardian

- *Southwest corner of Stanyan and Frederick*

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing multiple potholes at the following locations:

Potholes

- *444 Belvedere*
- *1215 Stanyan*

From: Supervisor Mirkarimi
To: Director, Public Utilities Commission

Requesting/Inquiring: Requesting the Public Utilities Commission to report

on the status of removing graffiti at the following locations:

Metal Poles

- *Numerous along Twin Peaks between Carmel and Clarendon*
- *Numerous along Parnassus between Cole and Willard*
- *Numerous along Irving between Arguello and 4th Avenue*
- *446 Carl*
- *115 Carl*

From: Supervisor Dufty
To: Director. Office of the Controller

Requesting/Inquiring: Requesting that the Office of the Controller conduct research into the need for, feasibility of, and fiscal impact of a dedicated and separately funded Office of Special Events in San Francisco. Specifically:

1. *What are the cost benefits of annual city events such as Fleet Week, Halloween, neighborhood street fairs, Gay Pride, Lunar New Year, and others.*
2. *What are the expenditures of such City departments as the Entertainment Commission, Office of Protocol, Mayor's Special Events Staff, San Francisco Police Department, Recreation and Parks Department, Port of San Francisco, and others.*
3. *What would be the cost impact of creating a dedicated Special Events office, with the capacity to consolidate and/or oversee the activities currently engaged in by these various departments, comparable to the Special Events Offices in Chicago, Boston, New York city, Houston, and other cities.*

From: Supervisor Dufty
To: Chair, Veterans Affairs Commission

Requesting/Inquiring: Requesting response from Veterans Affairs Commission regarding Salute to Gay Veterans (see attached letter).

In Memoriams

Alfred Edward Sassus, Jr. - Supervisor Alioto-Pier

Chef Marwan Arafat - Supervisor Daly

Officer James Gustafson, Jr. - Entire Board

James Russell Moore - Supervisor Dufty

ADJOURNMENT

There being no further business, the Board, adjourned at the hour of 5:35 p.m.

Angela Calvillo, Clerk of the Board

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 11, 2007.

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.
Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4)standing in the Legislative Chamber.
Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.
USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4188 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.
THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383
Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.
Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.
Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.
AVISO EN ESPAYOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯: 必須在會議前最少四十八小時提出要求
請電: (415) 554-7703

Disability access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible.
Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large

print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.
The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.
There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.
In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.
For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org
Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

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